

1
2
3
4
5

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

6 DANIEL M. MILLER,
7
8 Plaintiff,

No. C 10-00264 WHA

9 v.

10 FACEBOOK, INC. and YAO WEI YEO,
11
12 Defendants.

**THIRD AMENDED
CASE MANAGEMENT
SCHEDULING ORDER**

13
14
15
16
17
18
19


On May 5, defendant Yao Wei Yeo — the only defendant remaining in the action — filed a motion to set aside his default. The motion was noticed to be heard on June 9 in accordance with the 35-day local motions calendar. Plaintiff's pending motion for default judgment is currently scheduled to be heard on May 19. The deadline for defendant Yeo to oppose plaintiff's motion has passed, but no opposition was filed. A jury trial is set to begin on June 16, with the final pretrial conference on June 1. In order to consolidate and accommodate the hearings on the two pending motions, all current dates and deadlines are hereby **VACATED**. The following new schedule shall apply.

20
21
22
23
24
25

Defendant Yeo's motion to set aside default and plaintiff's motion for default judgment will both be heard at **2:00 P.M. ON JUNE 9, 2011**. Both motions shall be briefed in accordance with this new hearing date. Thus, defendant Yeo will have another opportunity to oppose plaintiff's motion. The final pretrial conference will take place at **2:00 P.M. ON JUNE 20, 2011**. The jury trial will begin at **7:30 A.M. ON JUNE 27, 2011**. These dates will not be changed any more to accommodate additional motions.

26 **IT IS SO ORDERED.**

27
28 Dated: May 6, 2011.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE