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

REYNALDO AYALA,

Plaintiff,

No. C 10-00979 JSW

v.

ROBERT AYERS, JR, ET AL.,

Defendants.

**ORDER RE SECOND AMENDED
COMPLAINT**

Due to Defendants' non-opposition to the motion for leave to amend, the Court hereby deems Plaintiff's second amended complaint, filed on August 17, 2012 (docket no. 26, exhibit A), to be the operative complaint. Any response shall be filed no later than 14 days from date of this Order. In addition, the hearing on the motion for leave to amend, set for August 31, 2012, is hereby vacated.

IT IS SO ORDERED.

Dated: August 20, 2012



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE