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UNITED STATES DISTRICT COURT
For the Northern District of California

UNITED STATES DISTRICT COURT
Northern District of California
Oakland Division

ALLSTATE INSURANCE CO,
Plaintiff(s),
v.
ASKO APPLIANCES INC,
Defendant(s).

No. C 10-01039 LB

**ORDER CONTINUING NOVEMBER
17, 2011 TELEPHONIC HEARING
RE: THE PARTIES' DISCOVERY
DISPUTE**

The parties in this insurance subrogation action were referred to this court for discovery purposes. Seeking judicial intervention to resolve a discovery dispute, the parties submitted two joint letters (ECF Nos. 77, 82), and the court set a telephonic hearing to discuss the dispute for November 17, 2011.

Today, the parties submitted a third joint letter that states that they have tentatively settled their claims against each other. ECF No. 84. To give them time to execute a written settlement agreement and to avoid what may prove to be an unnecessary hearing, the parties request that the November 17, 2011 telephonic hearing be continued to December 8, 2011.

The court agrees with the parties that continuing the hearing makes sense. Accordingly, the telephonic hearing on the parties' discovery dispute, currently set for November 17, 2011 at 11:00 a.m., is CONTINUED to **December 8, 2011 at 11:00 a.m.** The parties shall file a brief status update no later than **December 2, 2011** to inform the court whether the parties have executed a settlement agreement or whether the December 8, 2011 hearing is necessary.

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IT IS SO ORDERED.

Dated: November 16, 2011



LAUREL BEELER
United States Magistrate Judge