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5 **UNITED STATES DISTRICT COURT**
 6 **NORTHERN DISTRICT OF CALIFORNIA**

7 **TIM KRONZER,**
 8 **Plaintiff,**
 9 **v.**
 10 **GARY HINTZ, and DOES 1-10,**
 11 **Defendants.**

NO. CV-10-1270 BZ

**PLAINTIFF'S REQUEST TO
 WITHDRAW MOTION FOR PARTIAL
 SUMMARY JUDGMENT**

Date: March 16, 2011
 Time: 1:30 p.m.
 Ctrm: G, 15th Floor
 Judge: Hon. Bernard Zimmerman

13 COMES NOW PLAINTIFF TIM KRONZER and requests leave of Court to withdraw
 14 his Motion for Partial Summary Judgment as moot on the ground that defendant Gary Hintz
 15 delivered on Friday, March 11, 2011 the Wells Fargo Bank Statements in their entirety and
 16 without restriction to plaintiff as "Bates numbered: HINTZ000065-000180."

17 Plaintiff, being satisfied with the Bank Statements, thus requests the Court to allow
 18 plaintiff to vacate the entire Motion for Partial Summary Judgment and the hearing set for
 19 March 16, 2011.

20 Dated: March 14, 2011.

Respectfully submitted,

21 s/ Thomas Easton, Esq.
 THOMAS EASTON
 22 Attorney for Plaintiff Tim Kronzer

23 **CERTIFICATE OF SERVICE**

24 I hereby certify that a true and correct copy of the forgoing document has been filed
 25 with the Courts' CM/ECF filing system on this 14th day of March, 2011, which will provide
 26 service on all counsel of record.

27 s/Thomas Easton, Esq;
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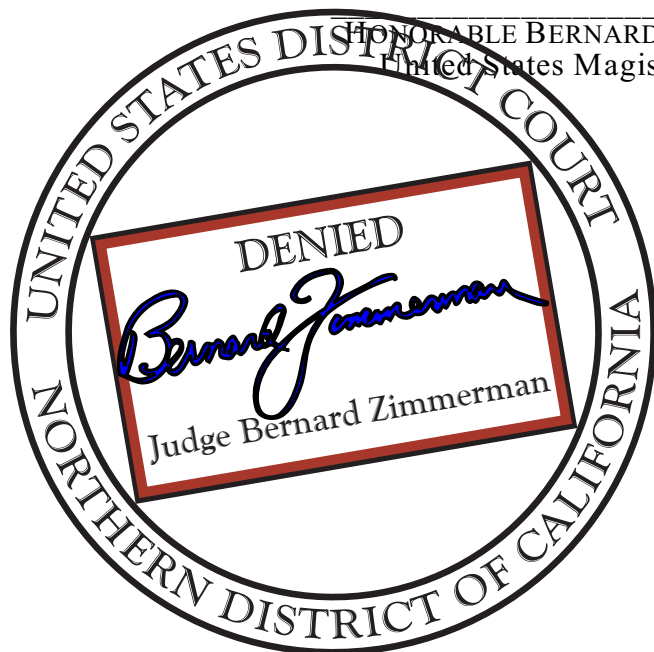
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(PROPOSED) ORDER

The Court approves Plaintiff's request to withdraw his Motion for Partial Summary Judgment as mooted by the delivery of the Wells Fargo Bank Statements and hereby vacates the Motion for Partial Summary Judgment and the hearing set for March 16, 2011.

IT IS SO ORDERED.

Dated:



HONORABLE BERNARD ZIMMERMAN
United States Magistrate Judge

DENIED.
See L.R. 7-7(e).

Dated: March 14,
2011