

United States District Court
For the Northern District of California

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

CHRISTOPHER J. LEISZLER, DDS, et al.,
Plaintiffs,
v.
ALIGN TECHNOLOGY, INC.,
Defendant.

No. C-10-2010 MMC

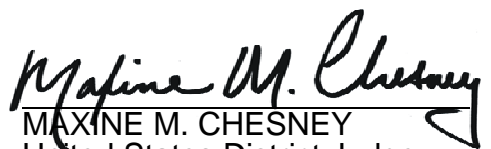
**ORDER DEEMING DEFENDANT'S
MOTION TO DISMISS WITHDRAWN**

By separate order filed concurrently herewith, the Court has preliminarily approved the parties' settlement of the above-titled action, and has scheduled an April 8, 2011 hearing to consider whether to grant final approval of the settlement.

Under the circumstances, defendant's motion to dismiss, filed July 7, 2010, is hereby deemed withdrawn, without prejudice to defendant's renouncing the motion in the event the Court does not grant final approval of the settlement agreement.

IT IS SO ORDERED.

Dated: December 23, 2010


MAXINE M. CHESNEY
United States District Judge