

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

BURT XAVIER and JAMES FRANKLIN,  
individually and on behalf of themselves  
and all others similarly situated,

No. C 10-02067 WHA

Plaintiffs,

v.

**ORDER SETTING HEARING  
RE DEFENDANT'S  
DISCOVERY DISPUTE**

PHILIP MORRIS USA INC., a Virginia  
corporation,

Defendant.

The parties shall meet and confer in the Court's jury room starting **FROM 8:00 A.M. AND  
ENDING AT 11:00 A.M. ON FRIDAY, FEBRUARY 18, 2011.** At 11:00 a.m., the Court shall hear any  
remaining unresolved issue(s). Plaintiffs' response is due by noon on February 17.

Please note that only those lawyers who participate in the meet-and-confer in the Court's  
jury room on February 18 may be heard at the hearing.

**IT IS SO ORDERED.**

Dated: February 14, 2011.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE