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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

John Lupe, et al., Plaintiffs vs. Woody Bilyeu, et al., Defendants	Case No. 10-cv-03114-JSW ORDER GRANTING JOINT STIPULATION FOR WAIVER OF ORAL ARGUMENT ON DEFENDANTS' MOTION TO DISMISS PURSUANT TO FED. R. CIV. P. 12(b)(3) BASED ON IMPROPER VENUE OR TO TRANSFER VENUE PURSUANT TO 28 U.S.C § 1404(a), OR ALTERNATIVELY, TO DISMISS OR STAY BASED ON ABSTENTION DOCTRINE
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14 Pursuant to Local Rule 7-12 for the Northern District of California, undersigned
counsel stipulate as follows:

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16 The parties agree to waive oral argument currently scheduled for January 7, 2011
17 on Defendants' Motion to Dismiss (Rec. Doc. 23) and agree that the matters raised
18 therein and in Plaintiffs' responsive pleadings thereto be decided on the pleadings filed in
the record.

19
20 **DATED** this 4th day of January, 2011.

21 PROSKAUER ROSE LLP

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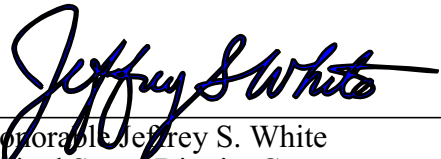
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IT IS HEREBY ORDERED that the January 7, 2011 hearing is vacated.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATE: January 5, 2011.



Honorable Jeffrey S. White
United States District Court