

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

MOHAMMAD SHER ISLAM,

Plaintiff,

v.

F. GERARD HEINAUER, et al.,

Defendants.

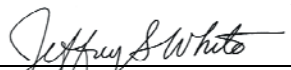
No. C 10-04222 JSW

**ORDER VACATING HEARING  
AND REQUESTING STATEMENT  
FROM PLAINTIFF REGARDING  
STATUS OF CLAIMS AGAINST  
ROBERT S. MUELLER,  
DIRECTOR OF THE FEDERAL  
BUREAU OF INVESTIGATION**

This matter is scheduled for a hearing on May 6, 2011, to consider Defendants' Motion to Dismiss or, in the alternative for summary judgment, and Plaintiff's Cross-Motion for Summary Judgment. The Court finds the matter suitable for disposition without oral argument, and HEREBY VACATES the hearing. *See* N.D. Civ. L.R. 7-1(b). The Court, however, requests a statement from Plaintiff as to whether he is maintaining his claims against Defendant Robert S. Mueller, Director of the Federal Bureau of Investigation based on alleged delay in processing his name check. Plaintiff shall submit a statement as to whether or not he maintains those claims by no later than May 13, 2011.

**IT IS SO ORDERED.**

Dated: May 4, 2011

  
JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE