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

LAWRENCE MUNAR ASUNCION and
MARIA ESTRELLA C. ASUNCION,

No. C 10-04357 JSW

Plaintiffs,

v.

JP MORGAN CHASE BANK, NA, ET AL.,

**ORDER SETTING BRIEFING
SCHEDULE MOTION TO
DISMISS**

Defendants.

After a number of failed attempts and this Court's order striking the previously-filed motions, Defendants have filed a motion to dismiss and set it properly for hearing on this Court's calendar on Friday, March 11, 2011. Accordingly, the Court HEREBY ORDERS the following schedule:

- (1) an opposition to the motion shall be filed by Plaintiffs by no later than January 14, 2011 (failure to file an opposition may result in **dismissal** of this matter);
- (2) a reply brief shall be filed by Defendants by no later than January 28, 2011;
- (3) the case management conference set for February 25, 2011 at 1:30 p.m. is **continued** to March 11, 2011 at 9:00 a.m., following the hearing on the motion;
- (4) case management statements shall be filed by no later than March 4, 2011.

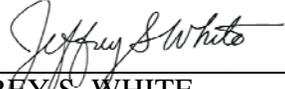
If the Court determines that the motion is suitable for resolution without oral argument, it will so advise the parties in advance of the hearing date. If the parties wish to modify this

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schedule, they may submit for the Court's consideration a stipulation and proposed order demonstrating good cause for any modification requested.

IT IS SO ORDERED.

Dated: November 30, 2010



JEFFREYS. WHITE
UNITED STATES DISTRICT JUDGE

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 ASUNCION et al,
5 Plaintiff,

Case Number: CV10-04357 JSW

6 v.

CERTIFICATE OF SERVICE

7 JP MORGAN CHASE BANK, NA et al,
8 Defendant.
9 _____ /

10 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District
11 Court, Northern District of California.

12 That on November 30, 2010, I SERVED a true and correct copy(ies) of the attached, by placing
13 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
14 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery
15 receptacle located in the Clerk's office.

16 Lawrence Munar Asuncion
17 1156 Barcelona Drive
18 Pacifica, CA 94044

19 Maria Estrella C. Asuncion
20 1156 Barcelona Drive
21 Pacifica, CA 94044

22 Dated: November 30, 2010



23 Richard W. Wieking, Clerk
24 By: Jennifer Ottolini, Deputy Clerk
25
26
27
28