

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

SECURITIES AND EXCHANGE  
COMMISSION,

No. C 11-00137 WHA

Plaintiff,

v.

**ORDER ON PLAINTIFF'S  
UNOPPOSED MOTION TO  
RESET HEARING**

KIM P. DAIFOTIS and RANDALL MERK,

Defendants.

In order to save the taxpayers additional burden in their difficult times, the hearing set for October 6, 2011 at 2 p.m. is vacated, and the motions will be decided on the papers. The Court is of the view that oral argument is not needed.

**IT IS SO ORDERED.**

Dated: October 3, 2011.



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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE