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

CALIFORNIA EQUITY MANAGEMENT  
GROUP, INC,

No. C 12-04394 WHA

Plaintiff,

v.

**ORDER REQUIRING RESPONSE  
AND SETTING HEARING**

PHYLLIS McGIHON,

Defendant.

Mr. Tierney is hereby order to respond to defendant’s opposition to the motion to remand including, without limitation, responding to the accusation that his declaration is false in stating that plaintiff “did not learn of the removal until it went to trial in November 2012” (Tierney Decl. ¶ 7). Mr. Tierney’s response is due by **NOON ON JANUARY 22**. Pro se defendant Phyllis McGihon is ordered to supply this Court with the transcript(s) of the state court hearing(s) at which Mr. Tierney was informed of the removal. Defendant’s response is due by **NOON ON FEBRUARY 4**.

The matter is hereby set for hearing at **8 A.M. ON FEBRUARY 14, 2013**, at Courtroom 8, 19<sup>th</sup> Floor, 450 Golden Gate Avenue.

**IT IS SO ORDERED.**

Dated: January 15, 2013.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE

United States District Court  
For the Northern District of California