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2 IN THE UNITED STATES DISTRICT COURT  
3 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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5  
6 EAST BAY LAW,

7 Plaintiff,

NO. C13-2822 TEH

8 v.

ORDER RE: DEFENDANT'S  
MOTION TO DISMISS

9 FORD MOTOR COMPANY,

10 Defendant.  
11

12 Defendant Ford Motor Company (“Ford”) filed a motion to dismiss on August 29,  
13 2013. After this case was reassigned to this Court, Ford purported to re-notice its motion on  
14 September 9, 2013. However, upon the Court’s review, the re-noticed motion raised  
15 arguments not contained in the original motion. Accordingly, on September 10, 2013, the  
16 Court terminated the original motion to dismiss and set a new hearing date of October 21,  
17 2013, at 10:00 AM, to provide the parties sufficient time to address the new motion.

18 The following day, Ford moved for administrative relief to reinstate its August 29,  
19 2013 motion; to withdraw the erroneously filed September 9, 2013 motion; and to move the  
20 hearing date on Ford’s motion to dismiss to October 14, 2013, at 10:00 AM. The deadline  
21 for opposing the motion for administrative relief has passed, and no opposition has been  
22 filed. The Court therefore finds good cause to GRANT the motion as unopposed, except that  
23 October 14, 2013 is a federal holiday.

24 Accordingly, IT IS HEREBY ORDERED that:

25 1. The Court will consider Ford’s originally filed August 29, 2013 motion  
26 (Docket #10) to dismiss and will terminate Ford’s September 9, 2013 re-noticed motion  
27 (Docket #16).  
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2. The hearing on Ford's motion to dismiss shall remain on **October 21, 2013, at 10:00 AM.**

3. Plaintiff East Bay Law shall file an opposition or statement of non-opposition to the motion to dismiss on or before **September 30, 2013**, and Ford shall file a reply on or before **October 7, 2013.**

**IT IS SO ORDERED.**

Dated: 09/18/13

  
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THELTON E. HENDERSON, JUDGE  
UNITED STATES DISTRICT COURT