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28UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAKELLY ILCZYSZYN, *et al.*,

No. C-15-2768 EMC

Plaintiffs,

v.

**ORDER DEFERRING DEFENDANTS'
MOTION TO DISMISS**SOUTHWEST AIRLINES CO., *et al.*,**(Docket No. 13)**Defendants.

Plaintiffs initiated this lawsuit in state court, but Defendants removed on the basis of complete preemption and a substantial federal question pursuant to *Grable & Sons Metal Products, Inc. v. Darue Engineering & Manufacturing*, 545 U.S. 308 (2005). Defendants thereafter filed a motion to dismiss Plaintiffs' complaint, which is currently set for hearing on August 6, 2015. On the day that briefing on the motion to dismiss was completed, Plaintiffs filed a motion to remand, contesting the removal by Defendants. *See* Docket No. 23 (motion to remand). In light of that motion, the Court hereby **DEFERS** ruling on the motion to dismiss until after the motion to remand is resolved. The hearing on the motion to dismiss is hereby **VACATED**.

IT IS SO ORDERED.

Dated: July 21, 2015



EDWARD M. CHEN
United States District Judge