shall take Defendant's motion for summary judgment under submission The hearing and case management conference on the papers. previously scheduled for September 17, 2009 is vacated. The case management conference will be rescheduled to October 27, 2009.

21 22

19

20

IT IS SO ORDERED

24

23

Dated: 09/15/09

25 26

27

28

CLAUDIA WILKEN

United States District Judge