

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

3  
4 BRILLIANT INSTRUMENTS, INC.,

No. C 09-5517 CW

5 Plaintiff,

ORDER DENYING  
MOTION FOR LEAVE  
TO FILE MOTION FOR  
SUMMARY JUDGMENT  
(Docket No. 230)

6 v.

7 GUIDETECH, LLC,

8 Defendant.

9 \_\_\_\_\_/

10 On September 28, 2013, Plaintiff Brilliant Instruments, Inc.  
11 filed an administrative motion for leave to file a motion for  
12 summary judgment after the deadline for case dispositive motions.  
13 Defendant GuideTech, Inc. opposes the motion. Having considered  
14 the parties' papers and the record in this case, the Court DENIES  
15 Plaintiff's motion. The issues Plaintiff seeks to raise could  
16 have been raised in its motion for summary judgment filed before  
17 the deadline.

18 On its own motion, the Court continues the hearing on the  
19 parties' motions for summary judgment and the case management  
20 conference to Thursday, December 19, 2013 at 2:00 PM, or any later  
21 Thursday on which both parties can agree and the Court is  
22 available. If the parties agree to a later date, they shall file  
23 a notice within one week of the date of this order.

24 IT IS SO ORDERED.

25  
26 Dated: 11/26/2013

  
CLAUDIA WILKEN  
United States District Judge