

1
2
3 UNITED STATES DISTRICT COURT
4 NORTHERN DISTRICT OF CALIFORNIA
5 EUREKA DIVISION
6

7 TODD ASHKER, et al.,

8 Plaintiffs,

9 v.

10 MATHEW CATE, et al.,

11 Defendants.

Case No. 09-cv-05796-CW (RMI)

**ORDER RE: DEFENDANTS' MOTION
TO VACATE JUNE 15, 2021 HEARING**

Re: Dkt. No. 1478

12
13 Now pending before the court is Plaintiffs' second motion to extend the settlement
14 agreement in this case (*see* dkt. 1357, 1411), Defendants have responded (dkt. 1418), and
15 Plaintiffs have filed a reply (dkt. 1448) to which Defendants have lodged an objection (dkt. 1455)
16 that remains pending. The extension matter is currently scheduled for oral argument on June 15,
17 2021, and Defendants have moved (dkt. 1478) to vacate the oral argument from the court's
18 calendar due to the pendency of their motion (dkt. 1457) to stay litigation in this court relating to
19 the second extension motion until after the resolution of their appeal from the entry of the first
20 extension order (dkt. 1440). Plaintiffs have filed a response (dkt. 1482) in opposition. Having
21 reviewed the papers attending the second extension motion, pursuant to Civil Local R. 7-1(b) and
22 General Order 72-6, the undersigned finds that this matter is suitable for disposition without oral
23 argument. Accordingly, the hearing scheduled for June 15, 2021, is hereby **VACATED** for that
24 reason and Defendants' Motion (dkt. 1478) is **DENIED AS MOOT**.

25 **IT IS SO ORDERED.**

26 Dated: June 7, 2021

27 

28 ROBERT M. ILLMAN
United States Magistrate Judge