

1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
3 OAKLAND DIVISION

4 DALIA RASHDAN (MOHAMED),

5 Plaintiff,

6 vs.

7 MARC GEISSBERGER, et al.,

8 Defendants.
9

Case No: C 10-634 SBA

**ORDER DENYING PLAINTIFF'S
MOTION TO RECALENDAR
MOTION TO DISMISS**

Docket 39

10 The hearing on Defendants' motion to dismiss originally was scheduled for June 8,
11 2010, but was continued to July 21, 2010, due to the lack of availability on the Court's
12 calendar. Plaintiff has now filed a Motion to Recalendar Hearing on Motion to Dismiss Back
13 to its Originally Scheduled Date and Time of June 8, 2010. Plaintiff's counsel claims that he
14 and his client already purchased airline tickets for the June 8, 2010 hearing, and that due to
15 counsel's travel schedule, he may not be available for the hearing on July 21, 2010. The Court
16 has reviewed the papers filed in connection with Defendants' motion to dismiss and has
17 determined that no hearing on the motion is necessary. Therefore, the Court will adjudicate the
18 motion to dismiss without oral argument and will separately issue a written decision on the
19 motion. See Fed.R.Civ.P. 78(b). In the future, counsel is advised to check the Court's website
20 and/or confer with the Court's deputy clerk prior to making any travel arrangements to
21 determine whether an in-court appearance for a scheduled hearing is required. Accordingly,

22 IT IS HEREBY ORDERED THAT Plaintiff's Motion to Recalendar Hearing on Motion
23 to Dismiss Back to its Originally Scheduled Date and Time of June 8, 2010 is DENIED. This
24 order terminates Docket 39.

25 IT IS SO ORDERED.

26 Dated: June 3, 2010

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28 SAUNDRA BROWN ARMSTRONG
United States District Judge