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3 UNITED STATES DISTRICT COURT
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA
5 OAKLAND DIVISION

6 ZERO MOTORCYCLES, INC., a Delaware
7 corporation,

8 Plaintiff,

9 vs.

10 PIRELLI & C.S.P.A., an Italian società per
11 azioni and PIRELLI TYRE S.P.A., an Italian
società per azioni,

12 Defendants.

Case No: C 10-1290 SBA

**ORDER SETTING BRIEFING
SCHEDULE**

Docket 13, 23 and 24

13
14 Pursuant to the parties' stipulations,

15 IT IS HEREBY ORDERED THAT:

16 1. Defendants' motion to dismiss, filed June 28, 2010, is DENIED without
17 prejudice, in order to allow the parties time to conduct jurisdictional discovery. Defendants
18 shall renotice and refile their motion to dismiss by no later January 4, 2011. Plaintiff shall
19 file its response to the motion by January 18, 2011, and Defendants' reply shall be filed by
20 January 25, 2011. The hearing on the motion to dismiss shall take place on **February 8,**
21 **2011 at 1:00 p.m.**, with a Case Management Conference (CMC) to follow the hearing.
22 Defendants' responsive pleading shall be filed within twenty days of the Court's decision
23 on the motion.

24 2. The parties shall meet and confer prior to the conference and shall prepare a
25 joint CMC Statement which shall be filed no later than five (5) days prior to the CMC. The
26 statement shall comply with the Standing Order for All Judges of the Northern District of
27 California and the Standing Order of this Court. Plaintiff shall be responsible for filing the
28 statement.

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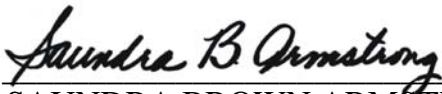
3. The Court may resolve the motion to dismiss without oral argument, in which case the matter will be taken off calendar. The parties are advised to check the Court's website to determine whether an appearance on the motion and CMC is required.

4. The hearing scheduled for September 28, 2010, is VACATED.

5. This Order terminates Docket 13, 23 and 24.

IT IS SO ORDERED.

Dated: August 24, 2010


SAUNDRA BROWN ARMSTRONG
United States District Judge