

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

4 ROMEO R. DE FERNANDEZ,  
5 CIRIACO C. DELA CRUZ,  
6 VALERIANO V. MARCELINO,  
7 VETERANS EQUITY CENTER, a non-profit  
organization on behalf of themselves and  
others similarly situated,

8 Plaintiff,

9 vs.

10 UNITED STATES DEPARTMENT OF  
11 VETERANS AFFAIRS;

12 ERIK K. SHINESKI, Secretary of Department  
of Veterans Affairs;

13 MICHAEL WALCOFF, Acting Under  
14 Secretary, Veterans Benefits Administration,

15 DAVID WEST, Veterans Service Center  
16 Manager, Oakland Regional Office of  
Veterans Benefits Administration;

17 Defendants.

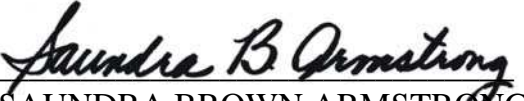
Case No: C 10-2468 SBA

**ORDER CONTINUING MOTION  
HEARING**

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19 The hearing on Defendants' motion to dismiss scheduled for October 16, 2012 is  
20 CONTINUED to December 11, 2012 at 1:00 p.m. Pursuant to Federal Rule of Civil  
21 Procedure 78(b) and Civil Local Rule 7-1(b), the Court, in its discretion, may resolve the  
22 motion without oral argument. The parties are advised to check the Court's website to  
23 determine whether a court appearance is required.

24 IT IS SO ORDERED.

25 Dated: October 11, 2012

26   
27 SAUNDRA BROWN ARMSTRONG  
28 United States District Judge