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

6 IN RE GRACE MARIE MILES,  
7 Appellant.

Case No: C 10-4725 SBA

[Bankruptcy Case: 09-30419]

8 **ORDER DENYING MOTIONS FOR**  
9 **EXTENSION OF TIME**

10 Dkts. 6, 9, 12

11 On October 20, 2010, Appellant Grace Marie Miles (“Miles”) filed a pro se notice of  
12 appeal of the Bankruptcy Court’s September 28, 2010 Order in Miles’ bankruptcy proceedings.  
13 Miles has filed three separate motions for an extension of time to file her opening brief on  
14 appeal. Dkts. 6, 9, and 12. Bankruptcy Local Rule 8010-1 provides that an appellant’s  
15 opening brief shall be filed within twenty-eight days after the record on appeal has been  
16 entered on the District Court docket. See Dkt. 2, Scheduling Order. While it appears that  
17 Miles has been diligently pursuing this appeal, to date, the record on appeal has not been  
18 entered on the District Court docket.<sup>1</sup> Thus, the twenty-eight day deadline for Miles to file her  
19 opening brief has not yet been triggered. Accordingly,

20 IT IS HEREBY ORDERED THAT Miles’ motions (Dkts. 6, 9, 12) are DENIED,  
21 without prejudice, as premature.

22 IT IS SO ORDERED.

23 Dated: February 7, 2011



24 SAUNDRA BROWN ARMSTRONG  
25 United States District Judge

26  
27  
28 <sup>1</sup> On November 10, 2010, Miles filed with the Bankruptcy Court a designation of the  
items to be included in the record on appeal and a statement of the issues to be presented,  
pursuant to Federal Rule of Bankruptcy Procedure 8006. See Case No. 09-30419, Dkt. 115-2.

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

4 IN RE GRACE MARIE MILES,

5 Plaintiff,

6 v.

7 IN RE GRACE MARIE MILES et al,

8 Defendant.

9 Case Number: CV10-04725 SBA

10 **CERTIFICATE OF SERVICE**

11  
12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District  
13 Court, Northern District of California.

14 That on February 8, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said  
15 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing  
16 said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle  
17 located in the Clerk's office.

18 U.S. Trustee  
19 Office of the U.S. Trustee / SF  
20 Office of the U.S. Trustee  
21 235 Pine Street  
22 Suite 700  
23 San Francisco, CA 94104

24 United States Bankruptcy Court Northern District of California  
25 USBC-San Francisco  
26 for the Northern Dist. of CA  
27 235 Pine St  
28 P.O. Box 7341  
San Francisco, CA 94104

Grace Marie Miles  
P.O. Box 1246  
Menlo Park, CA 94026

Thomas E. Carlson  
United States Bankruptcy Court  
Northern District of CA  
235 Pine Street

1 P.O. Box 7341  
San Francisco, CA 94120-7341  
2 Dated: February 8, 2011

Richard W. Wieking, Clerk  
By: LISA R CLARK, Deputy Clerk

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