

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

3
4 ALEXANDER GRAHAM-SULT and DAVID
5 GRAHAM,

6 Plaintiffs,

7 v.

No. C 10-04877 CW

ORDER STRIKING
PARTIES' LETTERS
FILED WITHOUT LEAVE
(Docket Nos. 81-83)

8 NICHOLAS P. CLAINOS, an individual;
9 RICHARD L. GREENE, an individual;
10 LINDA MCCALL, an individual; GREENE
11 RADOVSKY MALONEY SHARE & HENNINGH
12 LLP, a limited liability partnership;
13 BILL GRAHAM ARCHIVES LLC, d/b/a
14 WOLFGANG'S VAULT, a limited liability
15 company; NORTON LLC, a limited
16 liability company; and WILLIAM E.
17 SAGAN, an individual

18 Defendants.
19 _____/

20 Plaintiffs Alexander Graham-Sult and David Graham and
21 Defendant Nicholas Clainos have filed letters on various issues.¹
22 These letters and related filings violate Civil L.R. 7-3(d), which
23 provides that, subject to two exceptions, once "a reply is filed,
24 no additional memoranda, papers or letters may be filed without
25 prior Court approval." Accordingly, the Court sua sponte strikes
26 the letters and related filings, which appear at Docket Nos. 81-83,
27 from the record.

28 Although Plaintiffs seek leave in their letter to proffer

¹ Defendants Richard L. Greene, Linda McCall and Greene Radovsky Maloney Share & Henningh LLP also have filed a letter regarding the propriety of granting a non-moving party leave to amend a complaint in light of an anti-SLAPP motion to strike. However, these Defendants have sought leave to do so.

1 evidence in opposition to Defendants' motions to strike,
2 Plaintiffs' request is not presented in a motion and is,
3 accordingly, not properly before the Court. Civil L.R. 7-1(a).
4 Within four days of the date of this Order, Plaintiffs may file an
5 administrative motion, pursuant to Civil L.R. 7-11, seeking leave
6 to supplement the record. Defendants may respond in accordance
7 with Civil L.R. 7-11(b). Also within four days of the date of this
8 Order, Plaintiffs may file an opposition, conforming to the same
9 Local Rule, to the Greene Defendants' letter.

10 IT IS SO ORDERED.

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12 Dated: April 12, 2011



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CLAUDIA WILKEN
United States District Judge