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4 **UNITED STATES DISTRICT COURT**
5 **NORTHERN DISTRICT OF CALIFORNIA**
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8 **CHRISTOPHER WAGNER,**

9 **Plaintiff,**

10 **vs.**

11 **SPIRE VISION LLC et al.,**

12 **Defendants.**
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Case No.: 13-CV-00054 YGR

ORDER VACATING HEARING

15 The Court has reviewed the papers submitted by the parties in connection with the Motion to
16 Remand, Motion to Dismiss, and Motions to Strike (Dkt. Nos. 14, 15, 19 & 20) and has determined
17 that the motions are appropriate for decision without oral argument, as permitted by Civil Local
18 Rule 7-1(b) and Federal Rule of Civil Procedure 78. *See also Lake at Las Vegas Investors Group,*
19 *Inc. v. Pacific Malibu Dev. Corp.*, 933 F.2d 724, 729 (9th Cir. 1991). Accordingly, the hearing set
20 for **March 5, 2013** is **VACATED**. The Court will issue a written decision on the papers.

21 **IT IS SO ORDERED.**

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23 **Date: March 1, 2013**

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25 **YVONNE GONZALEZ ROGERS**
26 **UNITED STATES DISTRICT COURT JUDGE**
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United States District Court
Northern District of California