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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NARCISO FUENTES,  
Plaintiff,  
v.  
DISH NETWORK L.L.C.,  
Defendant.

Case No. [16-cv-02001-JSW](#)

**ORDER PERMITTING SUR-REPLY**

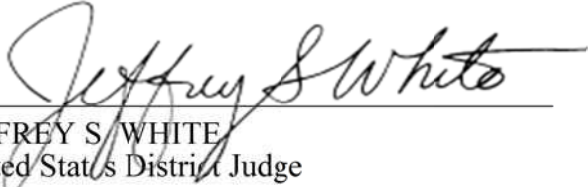
Re: Dkt. No. 13

This matter is scheduled for a hearing on August 12, 2016, to consider Defendant's motions to compel and to dismiss. Defendant submitted additional evidence with its reply brief that pertains to the issue of whether a valid arbitration exists. In his opposition, Plaintiff requested the opportunity to respond to any new evidence submitted with Defendant's reply.

The Court shall permit Plaintiff the opportunity to file a sur-reply that does not exceed 3 pages to respond to the evidence contained in the Reply Declaration of Shannon Picchione (Dkt. 34-1.) Plaintiff shall file his sur-reply by no later than 2:00 p.m. on Wednesday, August 10, 2016. If the Court finds the motions suitable for disposition without oral argument, it will notify the parties in advance of the hearing date.

**IT IS SO ORDERED.**

Dated: August 5, 2016

  
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JEFFREY S. WHITE  
United States District Judge