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3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA**

5
6 **ACF 2006 CORP.,**

7 Plaintiff,

8 vs.

9 **SIMONA A. FARRISE, ET AL.,**

10 Defendants.

CASE NO. 18-cv-00029-YGR

**ORDER RE: MOTION FOR SUMMARY
JUDGMENT**

Re: Dkt. No. 95

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12 Pending before the Court is plaintiff's motion for summary judgment. (Dkt. No. 95.) The
13 Court previously vacated the hearing on plaintiff's motion due to defendants' failure to file a
14 timely response on July 30, 2018. (Dkt. No. 102.) Defendant Kimberley Farrise subsequently
15 filed his response to the motion on August 7, 2018, in which he notes that his pending motion to
16 join plaintiff in the ongoing state court divorce proceedings is set for hearing before the Alameda
17 County Superior Court on August 16, 2018. (Dkt. No. 103.) Pursuant to the briefing schedule
18 previously set by this Court, plaintiff may file a reply in support of its motion by no later than
19 August 14, 2018.

20 However, as this Court has indicated numerous times, it is not inclined to encroach on the
21 family court's primary role in deciding issues pertaining to the characterization and distribution of
22 community estates. Accordingly, by no later than **August 20, 2018**, the parties shall file a joint
23 statement advising the Court of the status of the proceedings in the state court. Once the Court is
24 in receipt of the parties' submission, it will determine how to proceed on plaintiff's pending
25 motion for summary judgment.

26 **IT IS SO ORDERED.**

27 Dated: August 9, 2018

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YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE