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3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA**
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6 **LILY, ET AL.,**

7 Plaintiffs,

8 vs.

9 **KENNETH BRESLIN,**

10 Defendant.

CASE NO. 19-cv-01668-YGR

ORDER DENYING MOTION TO DISMISS

Re: Dkt. No. 35

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12 On October 8, 2019, the Court heard oral argument on defendant's motion to plaintiffs'
13 complaint, which was fully briefed. (Dkt. Nos. 35. 37. 39.) As stated on the record, and
14 confirmed herein, having carefully considered the briefing and arguments submitted in this matter,
15 the Court **DENIES** defendant's motion. (*See* Dkt. No. 41.)

16 Accordingly, and as noted on the record, defendant **SHALL** file an answer by no later than
17 **October 29, 2019**. Additionally, and as noted on the record, the Court **SETS** an initial case
18 management conference for **Monday, December 2, 2019** on the Court's **2:00 p.m.** calendar in
19 Courtroom 1 of the Federal Courthouse located at 1301 Clay Street in Oakland, California. By
20 **Monday, November 25, 2019**, the parties shall file a joint case management statement in
21 compliance with the Civil Local Rules of the Northern District of California and this Court's
22 Standing Order in Civil Cases.

23 This Order terminates Docket Number 35.

24 **IT IS SO ORDERED.**

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26 Dated: October 9, 2019

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28 YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE