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United States District Court
For the Northern District of California

E-FILED - 7/17/09

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

KYLE W. AVERY,

No. C 03-04233 RMW (PR)

Plaintiff,

ORDER GRANTING DEFENDANT'S
SECOND MOTION FOR EXTENSION
OF TIME TO FILE A DISPOSITIVE
MOTION

v.

OFFICER THOMPSON,

Defendant.

/ (Docket No. 47)

Defendant has requested a second extension of time in which to file a dispositive motion. Having read and considered defendant's ex parte request and the accompanying declaration of counsel, and good cause appearing,

IT IS HEREBY ORDERED that defendant's ex parte request for a second extension of time is GRANTED. The time in which defendant may file a dispositive motion will be extended up to and including **September 11, 2009**. **No further extensions of time will be granted.** Plaintiff's opposition to the dispositive motion shall be filed with the court and served on the defendant no later than **thirty (30) days** after the date defendant's motion is filed. If defendant wishes to file a reply brief, he shall do so no later than **fifteen (15) days** after the date plaintiff's opposition is filed.

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This order terminates docket no. 47.

IT IS SO ORDERED.

Dated: 7/17/09



RONALD M. WHYTE
United States District Judge