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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

Michael Angelo MORALES and Albert
Greenwood Brown,

Plaintiffs,

v.

Matthew CATE, Secretary of the California
Department of Corrections and Rehabilitation, et
al.,

Defendants.

Case Number 5-6-cv-219-JF-HRL
Case Number 5-6-cv-926-JF-HRL

DEATH-PENALTY CASE

ORDER REGARDING PLAINTIFFS'
REQUEST TO ENTER DEFAULT

Plaintiffs have asked the Clerk to enter default against Defendants as to Plaintiffs' claim challenging the constitutionality of California's lethal-injection regulations as they are applied. Good cause appearing therefor, the Court directs the Clerk not to enter a default. The parties should be prepared to discuss Plaintiff's request at the hearing on Defendants' motion to stay discovery that is set for November 16, 2010.

IT IS SO ORDERED.

DATED: November 10, 2010

JEREMY FOGEL
United States District Judge