

United States District Court  
For the Northern District of California

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E-FILED on 10/22/08


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

MK BALLISTICS SYSTEMS and MICHAEL KEITH,  
  
Plaintiffs,  
  
v.  
  
WILLIAM SIMPSON, JOHN SARFIELD,  
and COUNTY OF SAN BENITO, et al.  
  
Defendants.

No. C-07-00688 RMW  
  
ORDER VACATING HEARING DATE

Defendant John Sarsfield's motion to dismiss presently set for hearing on October 31, 2008 is hereby submitted on the papers without oral argument. *See* Civil L.R. 7-1(b). The hearing date of October 31, 2008 is vacated. If, upon consideration of the matter, the court deems that oral argument is necessary or would be helpful to the court, the matter will be reset for hearing no earlier than December 5, 2008.

DATED: 10/22/08

  
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RONALD M. WHYTE  
United States District Judge

