

United States District Court
For the Northern District of California

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E-FILED on 11/13/08

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

MK BALLISTIC SYSTEMS and
MICHAEL KEITH,

Plaintiffs,

v.

WILLIAM SIMPSON, in his individual
capacity, JOHN SARFIELD in his individual
capacity, and DOES 1 through 10,
inclusive,


Defendants.

No. 5:07-cv-00688 RMW

ORDER

In his late-filed opposition to the motion to dismiss, Plaintiff Michael Keith has raised the possibility that he did not receive service of the defendants' motion to dismiss because of an error in the zip code. Therefore, defendants may file a reply to plaintiffs' opposition by November 14, 2008. Additionally, if defendants feel that service on the motion to dismiss was adequate, they can so argue in their reply.

DATED: 11/08/08



RONALD M. WHYTE
United States District Judge

