

United States District Court
For the Northern District of California

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E-FILED on 12/30/09

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

MICHAEL EWERT, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

EBAY, INC., DOES 1-100, inclusive,

Defendants.

No. C-07-02198 RMW

ORDER SETTING BRIEFING SCHEDULE
AND HEARING DATE

[Re Docket Nos. 87, 88]

On December 18, 2009, plaintiff Michael Ewert filed a motion to certify a class. The motion did not give notice of a hearing date as required under Local Rule 7-2(a). On December 23, 2009, plaintiff filed a motion to appoint counsel for the proposed class. This motion also failed to give notice of a hearing date. The court hereby sets the following briefing schedule and hearing date for both motions:

January 15, 2010: Opposition due

January 22, 2010: Reply due

February 5, 2010: Hearing on both motions at 9:00 a.m. in Courtroom 6, 4th Floor, 280

South First Street, San Jose, California.

DATED: 12/30/09



RONALD M. WHYTE
United States District Judge

1 **Notice of this document has been electronically sent to:**

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18 **Dated:** 12/30/09

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CCL
Chambers of Judge Whyte