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

Securities And Exchange Commission,

NO. C 07-03798 JW

Plaintiff,

**ORDER VACATING PRELIMINARY
PRETRIAL CONFERENCE**

v.

Kenneth L. Schroeder,

Defendant.

_____ /
This case is scheduled for a Preliminary Pretrial Conference on September 27, 2010.

Pursuant to the Federal Rules of Civil Procedure and Local Rules of this Court, the parties conferred and duly submitted a Joint Preliminary Pretrial Statement, wherein the parties requested that the Conference be vacated given the case's partial settlement and the Commission's pending Motion for an Order Barring Mr. Schroeder from Serving As an Officer or Director. (See Docket Item No. 229.)

In light of the parties' representation, the Court finds good cause to VACATE the September 27 Conference. The Court will set a new Preliminary Pretrial Conference date in its Order addressing the SEC's pending Motion, if necessary.

Dated: September 21, 2010



JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

- 2 Alice L. Jensen ajensen@fenwick.com
Arlena Victoria Carrozzi arlena.carrozzi@dlapiper.com
3 David Allen Priebe david.priebe@dlapiper.com
Elena Ro roe@sec.gov
4 Elliot Remsen Peters epeters@kvn.com
Flora F Vigo fvigo@omm.com
5 James Elliot Lyons jlyons@skadden.com
Jeffrey Bruce Coopersmith jeff.coopersmith@dlapiper.com
6 Jeffrey S. Facter jfactor@shearman.com
Jonathan B. Gaskin jgaskin@orrick.com
7 Joni L. Ostler jostler@wsgr.com
Judith L. Anderson andersonju@sec.gov
8 Lanelle Kay Meidan lanelle.meidan@skadden.com
Marc J. Fagel fagelm@sec.gov
9 Mark Philip Fickes fickesm@sec.gov
Matthew Eric Sloan Matthew.Sloan@skadden.com
10 Rebecca Felice Lubens rlubens@orrick.com
Richard Marmaro rmarmaro@skadden.com
11 Robert Adam Lauridsen alauridsen@kvn.com
Robert James Slaughter rjs@kvn.com
12 Shirli Fabbri Weiss shirli.weiss@dlapiper.com
Steven Keeley Taylor skt@kvn.com
13 Stuart L. Gasner slg@kvn.com
Susan F. LaMarca lamarcas@sec.gov
14 Thomas R. Green tgreen@morganlewis.com
Timothy Alan Miller tmiller@skadden.com

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Dated: September 21, 2010

Richard W. Wieking, Clerk

By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy