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\*\*E-Filed 3/12/09\*\*

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

JAY J. RALSTON,  
  
  Plaintiff,  
  
                        v.  
  
MORTGAGE INVESTORS GROUP, INC., et al.,  
  
  Defendants.

Case Number C 08-536 JF (RS)  
  
ORDER VACATING HEARING ON  
PLAINTIFF’S MOTION FOR LEAVE  
TO AMEND AND TAKING MOTION  
UNDER SUBMISSION WITHOUT  
ORAL ARGUMENT

Plaintiff’s motion for leave to amend his pleading is set for hearing on March 13, 2009 at 9:00 a.m. However, the Court concludes that the motion is suitable for disposition without oral argument. *See* Civ. L. R. 7-1(b). Accordingly, the hearing on Plaintiff’s motion is VACATED. An order addressing both Plaintiff’s motion and Defendants’ pending motion to dismiss will be issued shortly.

IT IS SO ORDERED.

DATED: 3/12/09

  
\_\_\_\_\_  
JEREMY FOCHEL  
United States District Judge

1 Copies of Order served on:

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3 David M. Arbogast [darbogast@law111.com](mailto:darbogast@law111.com), [jkerr@law111.com](mailto:jkerr@law111.com)

4 Gerson Harry Smoger [gerson@texasinjurylaw.com](mailto:gerson@texasinjurylaw.com), [kelly@texasinjurylaw.com](mailto:kelly@texasinjurylaw.com),  
5 [markballer@gmail.com](mailto:markballer@gmail.com)

6 Jeffrey K Berns [jberns@law111.com](mailto:jberns@law111.com), [staff@jeffbernslaw.com](mailto:staff@jeffbernslaw.com)

7 Jennie Lee Anderson [jennie@andrusanderson.com](mailto:jennie@andrusanderson.com)

8 Lori Erin Andrus [lori@andrusanderson.com](mailto:lori@andrusanderson.com)

9 Roland Paul Reynolds [rreynolds@pldlawyers.com](mailto:rreynolds@pldlawyers.com), [aramos@pldlawyers.com](mailto:aramos@pldlawyers.com)

10 Steven Michael Bronson [steven.bronson@gmail.com](mailto:steven.bronson@gmail.com)

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