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

Stanford Hospitals and Clinics,

NO. C 08-00538 JW

Plaintiff,

v.

**ORDER FOLLOWING PRELIMINARY
PRETRIAL CONFERENCE;
SCHEDULING HEARING FOR CROSS -
MOTIONS FOR SUMMARY JUDGMENT**

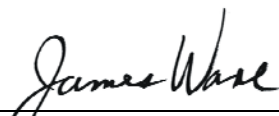
Employee Benefit Mgmt. Serv., Inc. et al.,

Defendants.

On January 12, 2009, the Court conducted a Preliminary Pretrial Conference. Counsel for the respective parties were present. In light of the discussion at the conference, the Court orders as follows:

- (1) The Court sets **April 13, 2009 at 9 a.m.** as a hearing date for the parties' anticipated Cross-Motions for Summary Judgment. The parties shall file their motions in accordance with the Civil Local Rules of the Court.
- (2) In light of the scheduling of the above motions, the Court declines to set a trial schedule at this time. Accordingly, the Court will conduct a Further Preliminary Pretrial Conference on **April 13, 2009 at 10 a.m.** following the hearing on the cross-motions. On or before **April 3, 2009**, the parties shall file a Preliminary Pretrial Statement. The Statement shall including, among other things, a proposed trial schedule.

Dated: January 14, 2009



JAMES WARE
United States District Judge

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

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4 Peter Roldan peter.roldan@bullivant.com
5 Barry Sullivan bsullivan@sacfirmonline.com

6 **Dated: January 14, 2009**

Richard W. Wieking, Clerk

7 **By: /s/ JW Chambers**
8 **Elizabeth Garcia**
9 **Courtroom Deputy**

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