

United States District Court  
For the Northern District of California

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E-FILED on 02/10/09

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

EAGLE NORTH AMERICA, INC.,  
Plaintiff,  
v.  
GENESIS FLUID SOLUTIONS, LTD., et al.,  
Defendants.

No. C-08-02060 RMW  
  
ORDER GRANTING MOTION TO APPLY CALIFORNIA LAW TO ISSUE OF ATTORNEY'S FEES  
  
[Re Docket No.27]

Defendant Genesis Fluid Solutions, Ltd. and Michael K. Hodges move to apply California law, Civil Code § 1717, to the issue of attorneys fees in this matter. Plaintiff Eagle North America does not oppose the motion, and stipulates that § 1717 be applied. The court will therefore apply Civil Code § 1717 to the issue of attorney's fees. The hearing scheduled for February 13, 2009 is vacated.

DATED: 02/09/09

  
\_\_\_\_\_  
RONALD M. WHYTE  
United States District Judge

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12 **Dated:** 02/10/09

JAS  
**Chambers of Judge Whyte**

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