

United States District Court  
For the Northern District of California

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E-FILED on 3/26/12

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

MANDANA D. FARHANG and M.A.  
MOBILE,  
  
Plaintiffs,  
  
v.  
  
INDIAN INSTITUTE OF TECHNOLOGY,  
KHARAGPUR; TECHNOLOGY  
ENTREPRENEURSHIP AND TRAINING  
SOCIETY; PARTHA P. CHAKRABARTI;  
PALLAB DASGUPTA; GURASHISH S.  
BRAR; RAKESH GUPTA; PRAVANJAN  
CHOUDHURY; SUBRAT PANDA;  
ANIMESH NASKAR,  
  
Defendants.

No. C-08-02658 RMW

ORDER DENYING PLAINTIFFS'  
ADMINISTRATIVE MOTION PURSUANT  
TO CIVIL LOCAL RULE 7-11  
REQUESTING CERTIFICATION OF  
DEFENDANT IITK'S INTERLOCUTORY  
APPEAL OF THE COURT'S JANUARY 26,  
2010 AS FRIVOLOUS

Plaintiffs request that the court certify as frivolous defendant IITK's appeal of the January 26, 2010 order denying a motion to dismiss on sovereign immunity grounds. *Cf. Chuman v. Wright*, 960 F.2d 104, 105 (9th Cir. 1992) ("Should the district court find that the defendants' claim of qualified immunity is frivolous or has been waived, the district court may certify, in writing, that defendants have forfeited their right to pretrial appeal, and may proceed with trial."). The motion is denied.

DATED: 3/26/12

  
RONALD M. WHYTE  
United States District Judge