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\*E-Filed 8/17/09\*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

MARIO YEPEZ; RAFAEL PEREZ; and  
ALFONSO GARCIA RIOS,

No. 5:08-CV-4411 RS

Plaintiffs,

**ORDER GRANTING UNOPPOSED  
MOTION TO FILE SECOND  
AMENDED COMPLAINT**

v.

JASPER SEA PALACE, INC. d/b/a  
GRAND PALACE RESTAURANT;  
SUJUAN LI, d/b/a GRAND PALACE  
RESTAURANT; TAMSON COMPANY,  
LLC, d/b/a GRAND PALACE  
RESTAURANT; LAVENDER  
INVESTMENT, INC. d/b/a GRAND  
PALACE RESTAURANT; and VE LE  
NGUYEN, a/k/a JONATHAN NGUYEN,  
d/b/a GRAND PALACE RESTAURANT,

Defendants.

THIS MATTER is before the Court on plaintiffs' unopposed motion to file their second amended complaint. The proposed amended complaint would change defendant "Ve Le Nguyen, a/k/a Jonathan Nguyen, d/b/a Grand Palace Restaurant" to "Vy Le Nguyen d/b/a Grand Palace Restaurant." The motion is currently scheduled for hearing on September 2, 2009.

The motion is unopposed, as the deadline for filing opposition has now passed. Plaintiffs' request, therefore will be granted, and plaintiffs are directed to e-file their second amended complaint promptly.

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In light of this disposition, the hearing scheduled for September 2, 2009, is vacated.

IT IS SO ORDERED.

Dated: 8/17/09

  
RICHARD SEEBORG  
United States Magistrate Judge