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 7 ACER EUROPE S.A. and ACER AMERICA CORPORATION

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

11 CHRISTIAN HAMMERL,  
 12 Plaintiff,  
 13 v.  
 14 ACER EUROPE S.A., a Swiss corporation,  
 15 ACER AMERICA CORPORATION, a  
 California corporation, and Does 1 through 10,  
 16 Defendants.

Case No. 5:08-cv-4754-JF

**[PROPOSED] ORDER DENYING  
 PLAINTIFF'S MOTION FOR  
 ADMINISTRATIVE RELIEF**

Dept.: 3  
 Judge: Hon. Jeremy Fogel

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On November 4, 2008, Plaintiff Christian Hammerl filed his Motion for Administrative Relief, pursuant to Civil Local Rule 7-11 for the Northern District of California. Defendants Acer Europe S.A. (“Acer Europe”) and Acer America Corporation (“Acer America”) (collectively “Defendants”) filed their Opposition on November 7, 2008.

The Court, having considered Plaintiff’s Motion for Administrative Relief and Defendants’ Opposition thereto, concludes that the December 19, 2008 hearing date for Acer America’s Motions to Dismiss, Strike and For a More Definite Statement, and for Acer Europe’s Motion to Dismiss for (1) Insufficient Service of Process and (2) Lack of Personal Jurisdiction, should not be vacated.

Plaintiff’s Motion for Administrative Relief is hereby DENIED.

**IT IS SO ORDERED.**

Dated: 11/12/08, 2008

  
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Honorable Jeremy Fogel  
United States District Court Judge