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

Peter B, Inc., et al.,

NO. C 09-00360 JW

Plaintiffs,

ORDER RE: MOTIONS *IN LIMINE*

v.

Reid P. Schantz, et al.,

Defendants.

Presently before the Court are the parties' various Motions *in Limine*. In its February 10, 2010 Preliminary Pretrial Order, the Court set a deadline for the filing of all *in limines*, namely, 30 days before the Final Pretrial Conference. (See Docket Item No. 76.) However, in setting the date, it appears that the Order had a typographical error and, instead of setting September 4, 2010 as the deadline, the Court set September 24, 2010 instead. (*Id.*) Nevertheless, the parties have generally complied with the Order and have filed their *in limines* and Proposed Jury Instructions. In review of the parties' submission of *in limines* thus far, the Court further orders as follows:

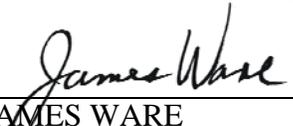
1. On or before **September 23, 2010**, the Omni Defendants shall file and serve a revised version of the exhibits attached to their Request for Judicial Notice in Support of Motion *in Limine* to Exclude Evidence of Oral Promises Regarding Withdrawal of Omni Funds without highlighting that obscures the important document text. (Docket Item No. 117.)
2. On or before **September 23, 2010**, the parties shall file and serve their Oppositions to any motion *in limine*.

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3. On or before **September 27, 2010**, the parties shall file and serve their Replies to any motion *in limine*.

The parties shall otherwise comply with the Court's Preliminary Pretrial Conference Scheduling Order.

Dated: September 17, 2010



JAMES WARE
United States District Judge

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

2 Brian Douglas McFarlin bmcfarlin@ericksenarbuthnot.com
3 Kevin John Mirch mirch@charterinternet.com
4 Liam John O'Connor nritz@eakdl.com
5 Marie C. Mirch bobogriz@aol.com
6 Steve W. Dollar nritz@eakdl.com

5

6

7 **Dated: September 17, 2010**

Richard W. Wieking, Clerk

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By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy

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