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4   **E-FILED on** 12/28/09

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8   IN THE UNITED STATES DISTRICT COURT

9   FOR THE NORTHERN DISTRICT OF CALIFORNIA

10   SAN JOSE DIVISION

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12   AUTODESK, INC.,   No. C-09-2337 RMW

13   Plaintiff,

14   v.   ORDER SETTING HEARING ON MOTION
                                             TO SET ASIDE DEFAULT JUDGMENT
15   BUYPCSOFT.COM, et al.,

16   Defendants.

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18   The court is in receipt of a December 11, 2009 letter from defendant Mehran Tabatabayee,

19   proceeding in pro per. The court construes the letter as a motion under Rules 55(c) and 60(b) of the

20   Federal Rules of Civil Procedure to set aside the default and default judgment entered against him

21   on July 14, 2009 and November 20, 2009, respectively.

22   Defendant's motion to set aside the default entered July 14, 2009 and the default judgment

23   shall be heard on February 5, 2010, at 9:00 a.m. Plaintiff's opposition papers, if any, shall be filed

24   and served on or before January 15, 2010. Defendant Tabatabayee's reply papers, if any, shall be

25   filed and served on or before January 22, 2010.

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27   DATED: 12/28/09

                                             RONALD M. WHYTE
28   United States District Judge

ORDER SETTING HEARING ON MOTION TO SET ASIDE DEFAULT JUDGMENT—No. C-09-2337 RMW
TER

United States District Court
For the Northern District of California

1 **Notice of this document has been electronically sent to:**

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8 **A copy of this document has been mailed to:**

9 **Defendant:**

10 **Mehran Tabatabayee**
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   Counsel are responsible for distributing copies of this document to co-counsel that have not
13 registered for e-filing under the court's CM/ECF program.

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16 **Dated:**   12/28/09   TER
                                          Chambers of Judge Whyte
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