

United States District Court
For the Northern District of California

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E-FILED on 2/4/10

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

MUSSETTER DISTRIBUTING, INC., a
California corporation,

Plaintiff,

v.

DBI BEVERAGE INC., a Tennessee
corporation,

Defendant.


No. C-09-03112 RMW

ORDER GRANTING LEAVE TO FILE
AMICUS CURIAE BRIEF

[Re Docket Nos. 67 and 68]

California Beer and Beverage Distributors has filed a motion for leave to file an *amicus* brief in connection with the parties' cross-motions for summary judgment and a motion to shorten time for hearing such motion. The motions are not opposed. Having considered the papers submitted, and for good cause appearing, the court grants CBBD's motion for leave to file an amicus brief. The court will consider the brief, submitted as an attachment to CBBD's motion, in connection with the parties' motions for summary judgment.

DATED: 2/3/10



RONALD M. WHYTE
United States District Judge

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

2 **Counsel for Plaintiff:**

3 John G. Hursh eFilingPA@dorsey.com
4 Karen Elizabeth Wentzel eFilingPA@dorsey.com
5 Patricia Anne Welch eFilingPA@dorsey.com

6 **Counsel for Defendant:**

7 Elise Kathryn Sara esara@sheppardmullin.com
8 Jonathan P. Hersey jhersey@sheppardmullin.com
9 Mark Kenneth Slater mslater@sheppardmullin.com

9 **Counsel for Intervenor:**

10 Jesse Frank Ruiz jfr@robinsonwood.com
11 Alissa Brett Rubin arubin@kslaw.com
12 Michael W. Youtt myoutt@kslaw.com
13 Russell D. Workman rworkman@kslaw.com

13 **Counsel for Amicus:**

14 Brian C. Rocca brian.rocca@bingham.com

15

16

17 Counsel are responsible for distributing copies of this document to co-counsel that have not
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20 **Dated:** 2/4/10

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Chambers of Judge Whyte

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