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E-Filed 4/9/2010

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8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN JOSE DIVISION**
 11

13 HOHBACH REALTY COMPANY LIMITED)
 PARTNERSHIP,)

CASE NO: C10-00339 JF

15 Plaintiff,

14) **[PROPOSED] ORDER SHORTENING**
) **TIME FOR BRIEFING AND**
) **HEARING OF DEFENDANT CITY OF**
) **PALO ALTO'S MOTION TO**
) **DISMISS FIRST AMENDED**
) **COMPLAINT**

16 v.

17 CITY OF PALO ALTO, a municipal)
 18 corporation,)

Action Filed: January 25, 2010
 Trial Date: None Set

19 Defendant.

Hon. Jeremy Fogel

Date: April 30, 2010

Time: 9:00 a.m.

Courtroom: 3

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1 Having reviewed the Stipulation of the Parties, this Court hereby orders the following:

2 The City's Motion to Dismiss First Amended Complaint for Injunction and Damages shall be
3 briefed and heard according to the following schedule:

4 Defendant City of Palo Alto shall file its Motion to Dismiss First Amended Complaint by April 5,
5 2010.

6 Plaintiff Hohbach Realty Company shall file its Opposition to the Motion to Dismiss First
7 Amended Complaint by April 16, 2010.

8 Defendant City of Palo Alto shall file any reply to the Opposition on April 22, 2010

9 Hearing on the Motion to Dismiss First Amended Complaint is set for April 30, 2010 at 9:00
10 a.m., or as soon thereafter as the matter may be heard, in Courtroom 3 of the United States District Court
11 of the Northern District of California, San Jose Division, located at 280 South First Street, San Jose,
12 California, 95113, the Honorable Jeremy Fogel presiding.

13 IT IS SO ORDERED.

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15 Dated: 4/9/2010

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HON. JEREMY FOGEL