

\*\*E-Filed 8/19/2010\*\*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

HOHBACH REALTY COMPANY LIMITED  
PARTNERSHIP,

Plaintiff,

v.

CITY OF PALO ALTO, a municipal corporation,  
and STEPHEN EMSLIE, an individual,

Defendant.

Case No. 10-339-JF (PVT)

ORDER<sup>1</sup> CLARIFYING MINUTE  
ORDER OF AUGUST 16, 2010

[Document No. 37]

The above entitled action is dismissed without prejudice. Pursuant to Civ. L.R. 3-3(c), if the action is refiled, Plaintiff shall file a motion asking the assigned judge to consider whether the cases should be related pursuant to Civ. L.R. 3-12. The Court's practice is to grant such motions when appropriate.

**IT IS SO ORDERED.**

DATED: 8/19/2010

  
\_\_\_\_\_  
JEREMY FOCCELL  
United States District Judge

<sup>1</sup> This disposition is not designated for publication in the official reports.