

United States District Court
For the Northern District of California

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E-FILED on 8/6/10

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

GREG EMPEY,
Plaintiff,
v.
COSTCO WHOLESALE CORPORATION;
MBNR, INC., and DOES 1 through 20,
inclusive,
Defendants.

No. C-10-2629 RMW

ORDER DENYING COSTCO WHOLESALE
CORPORATION'S MOTION TO DISMISS

[Re Docket No. 20]

Defendant Costco Wholesale Corporation's motion to dismiss came on for hearing before the court on August 6, 2010. Having considered the parties' papers and argument at hearing, defendant's motion is denied.

DATED: 8/6/10

Ronald M. Whyte
RONALD M. WHYTE
United States District Judge