

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

4 LUPE SUBEGA,

NO. 5:10-cv-05025 EJD

NO. 5:11-cv-00722 EJD

5 Plaintiff(s),

6 v.

**ORDER COORDINATING HEARING
 DATES**

7 INTEL CORPORATION,

8 Defendant(s).

9 _____
 10 In light of the jurisdictional issues raised in Defendant Intel Corporation's ("Defendant")
 11 Motion to Dismiss (Docket Item No. 9 in Case No. 5:11-cv-00722 EJD), the court finds it necessary
 12 to decide the issue on the merits rather than through stipulation of the parties. Moreover, as a
 13 decision on the jurisdictional issue may be dispositive of Plaintiff Lupe Subega's ("Plaintiff")
 14 Motion to Consolidate (Docket Item No. 12 in Case No. 5:10-cv-05025 EJD), the court further finds
 15 the two motions should be coordinated for hearing. Accordingly, the court orders as follows:

- 16 1. The hearing on Plaintiff's pending Motion to Consolidate in Case No. 5:10-cv-05025
 17 EJD shall be continued from September 9, 2011, to October 7, 2011, at 9:00 a.m.
 18 Defendant's pending Motion to Dismiss in Case No. 5:11-cv-00722 EJD is also
 19 scheduled for hearing on that same date and time.
- 20 2. Briefing on the Motion to Consolidate is complete. For the Motion to Dismiss,
 21 Plaintiff shall file its opposition on or before September 16, 2011. Defendant shall its
 22 reply on or before September 23, 2011.
- 23 3. The court also sets a Case Management Conference in both cases for October 7,
 24 2011, at 10:00 a.m. The parties shall file a Joint Case Management Statement on or
 25 before September 30, 2011.

26 **IT IS SO ORDERED.**

27 Dated: August 19, 2011



EDWARD J. DAVILA
 United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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6 **Dated: August 19, 2011**

Richard W. Wieking, Clerk

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By: /s/ EJD Chambers
Elizabeth Garcia
Courtroom Deputy