

United States District Court
For the Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	Case No.: 12-CV-00523-LHK
)	
Plaintiff,)	
v.)	ORDER ADMINISTRATIVELY
)	CLOSING CASE
NOVUS VENTURES II, L.P.,)	
)	
Defendant.)	

On February 1, 2011, the United States filed a Complaint for Receivership and Injunction on behalf of its agency, the U.S. Small Business Administration (“SBA”), against Defendant Novus Ventures II, L.P. (“Novus”), a Delaware limited partnership that maintains its place of business and principal office in Cupertino, California. See ECF No. 1. On August 8, 2012, the Court granted SBA’s Motion for Injunctive Relief and Appointment of SBA as receiver Under 15 U.S.C. § 687c. See ECF No. 44 (incorporating by reference SBA’s Receivership Order filed as ECF No. 18-12). Pursuant to this Receivership Order, the Court took exclusive jurisdiction of Novus and all of its assets and property, and appointed SBA Receiver of Novus to serve without bond until further order of this Court. Id. Consequently, SBA contends that this action is no longer contested and that it is possible for this matter to be administratively closed with the Receivership Order in place. See ECF No. 47. Cooley LLP, formerly the attorneys for Defendant, notified the Court that it believes that it has been dismissed from this case by this Court’s August 8, 2012 Order. See ECF No. 48.

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In light of this Court's August 8, 2012 Order and the parties' subsequent filings, the Court finds it appropriate to administratively close this case with the Receivership Order in place and with the Receiver fulfilling its obligations pursuant to the Order. Accordingly, the case management conference scheduled for November 7, 2012, is hereby VACATED. The Clerk is directed to ADMINISTRATIVELY CLOSE the file. Any party may move to reopen the action if good cause appears.

IT IS SO ORDERED.

Dated: November 6, 2012



LUCY H. KOH
United States District Judge