

United States District Court
For the Northern District of California

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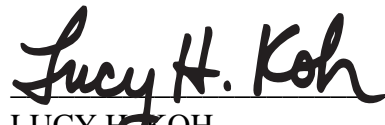
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CHARLES FERCHAU,)	Case No.: 13-CV-00941-LHK
)	
Plaintiff,)	ORDER CONTINUING CASE
v.)	MANAGEMENT CONFERENCE
)	
CITIMORTGAGE, INC.; and DOES 1-100,)	
Inclusive,)	
)	
Defendants.)	

Plaintiff Charles Ferchau filed the above action in the Santa Clara County Superior Court on December 14, 2012. See ECF No. 1. Pursuant to 28 U.S.C. § 1441(b), Defendants removed the case to this Court on March 1, 2013. Id. On March 8, 2013, Defendants then filed a Motion to Dismiss Plaintiff's Complaint. ECF No. 6. Prior to the hearing on Defendants' Motion to Dismiss, Plaintiff filed a First Amended Complaint. See ECF Nos. 7, 9. The parties then stipulated to allow Defendants until June 6, 2013, to respond to Plaintiff's First Amended Complaint. ECF Nos. 10, 12. Given that Defendants have yet to respond to Plaintiff's First Amended Complaint, the Court hereby CONTINUES the Case Management Conference set for June 5, 2013, to August 7, 2013, at 1:30 p.m. In addition, in light of Plaintiff's First Amended Complaint, the Court requests that Defendants voluntarily withdraw their currently pending Motion to Dismiss Plaintiff's original Complaint by June 6, 2013. See ECF No. 6.

IT IS SO ORDERED.

Dated: June 4, 2013


 LUCY H. KOH
 United States District Judge