

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

TAROB M&C INVESTORS, LLC,

Plaintiff,

v.

WILLIAM A. HERBERT, AS TRUSTEE OF
THE HERBERT FAMILY LIVING TRUST, et
al.,

Defendants.

) Case No. 5:14-cv-04291-PSG
)
) **ORDER CLARIFYING ORDER ON**
) **MOTION TO DISMISS**
)
) **(Re: Docket No. 43)**

The court previously granted-in-part Defendants William A. Herbert and Boowhan Corporation dba Norge Village’s (“Norge Village”) motion to dismiss Plaintiff Tarob M&C Investors, LLC’s (“Tarob”) first amended complaint.¹ Tarob subsequently requested clarification of the court’s order dismissing with leave to amend Tarob’s third claim, trespass, and fourth claim, nuisance.² For the reasons previously stated,³ any amended complaint shall specify whether the

¹ See Docket No. 42.

² See Docket No. 43.

³ See Docket No. 42 at 6-7.

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alleged trespass and nuisance are permanent or continuing and allege facts supporting those claims.

The deadline to file any amended complaint remains October 14, 2015.

SO ORDERED.

Dated: October 5, 2015



PAUL S. GREWAL
United States Magistrate Judge