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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

ALVIS et al.,  
  
vs.  
  
CITY OF OCEANSIDE et al.,  
  
Plaintiff,  
  
Defendant.

CASE NO. 06-cv-0911-JM-WMc  
  
**ORDER REMOVING HEARING  
ON MOTION FOR SUMMARY  
JUDGMENT FROM CALENDAR**  
  
Date of Hearing: October 3, 2008  
Time: 1:30 p.m.  
Courtroom: 16


On September 9, 2008, the parties filed a Joint Motion to Continue Hearing on Motion for Summary Judgment, currently scheduled for October 3, 2008 at 1:30 p.m.

Since the parties are in the process of settling the matter, and this hearing has been re-scheduled several times, the court hereby **DENIES** the parties' Joint Motion to Continue and sua sponte **ORDERS** the above-referenced hearing **REMOVED** from the court calendar.

The subject of possible re-noticing of this hearing will be addressed at the Status Conference already set for October 3, 2008 at 9:00 a.m.

**IT IS SO ORDERED.**

DATED: September 11, 2008

  
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Hon. Jeffrey T. Miller  
United States District Judge