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UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF CALIFORNIA

16 KEVIN VANGINDEREN,
 17 Plaintiff,
 18 v.
 19 CORNELL UNIVERSITY, BERT DEIXLER,
 20 Defendants.

) Case No. 08-cv-00736 BTM(JMA)

)
)
) **NOTICE TO PLAINTIFF OF JOINT**
) **APPLICATION TO THE CLERK TO**
) **TAX COSTS BY DEFENDANTS**
) **CORNELL UNIVERSITY AND BERT**
) **DEIXLER**

) Date: February 3, 2009
) Time: 10 a.m.
) Place: Room 4290
) (619) 557-6415
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TO PLAINTIFF AND HIS ATTORNEYS OF RECORD, IF ANY:

PLEASE TAKE NOTICE THAT on February 3, 2009, at 10 a.m. in Room 4290 of the U.S. Courthouse, located at 880 Front Street, San Diego, California 92101, a hearing will be held on defendants Cornell University's and Bert Deixler's joint application to the clerk to tax costs. Cornell and Deixler will appear telephonically and Plaintiff may do the same. The dial-in number is (619) 557-6415. The application is made pursuant to the judgment entered on January 16, 2009 in favor of defendants Cornell University and Bert Deixler, and against plaintiff Kevin Vanginderen.

DATED: January 15, 2008

Nelson E. Roth
CORNELL UNIVERSITY

Bert H. Deixler
Clifford S. Davidson
PROSKAUER ROSE LLP

/s/ -- Clifford S. Davidson

Clifford S. Davidson

Attorneys for Defendant,
CORNELL UNIVERSITY

DATED: January 15, 2008

Lary Alan Rappaport
Clifford S. Davidson
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/s/ -- Clifford S. Davidson

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BERT DEIXLER