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

LEO WELTMAN,

vs.

ORTHO MATTRESS,

Plaintiff,

Defendant.


CASE NO. 08cv0840 JM(WMc)

ORDER GRANTING EX PARTE
APPLICATION TO FILE SUR-
REPLY

For good cause shown, the court grants Defendant's opposed ex parte application to file a sur-reply. Defendant shall file and serve its sur-reply, not to exceed seven pages, by August 26, 2009.

IT IS SO ORDERED.

DATED: August 14, 2009



Hon. Jeffrey T. Miller
United States District Judge

cc: All parties