

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

ERIC ALBRITTON,

Plaintiff,

v.

CISCO SYSTEMS, INC., RICHARD
FRENKEL, MALLUN YEN and
JOHN NOH,

Defendants.

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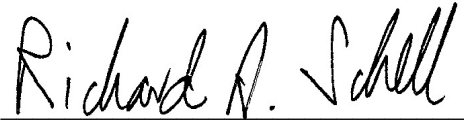
Case No. 6:08-CV-89

**ORDER DENYING AS MOOT JOHN NOH'S MOTION TO DISMISS
FOR LACK OF PERSONAL JURISDICTION AND MALLUN YEN'S
MOTION TO DISMISS FOR LACK OF PERSONAL JURISDICTION**

Pending before the court are “John Noh’s motion to dismiss for lack of personal jurisdiction and memorandum in support” (docket entry #35) and “Mallun Yen’s motion to dismiss for lack of personal jurisdiction and memorandum in support” (docket entry #37). In light of the court’s ruling that summary judgment should be granted with respect to the Plaintiff’s claims against Defendants Noh and Yen, the court hereby **DENIES AS MOOT** Noh’s and Yen’s respective motions to dismiss for lack of personal jurisdiction. Further, “Defendant John Noh’s motion for hearing on his motion to dismiss for lack of personal jurisdiction” (docket entry #118) and “Defendant Mallun Yen’s motion for hearing on her motion to dismiss for lack of personal jurisdiction” (docket entry #119) are **DENIED** as well. If the Defendants require a ruling from the court on the issue of personal jurisdiction, the parties may re-urge their motions with the court by **March 25, 2009**.

IT IS SO ORDERED.

SIGNED this the 27th day of February, 2009.

A handwritten signature in black ink, reading "Richard A. Schell". The signature is written in a cursive style with a large, stylized "R" and "S".

RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE