

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

AARON TOBEY,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Civil Action No. 3:11CV154-HEH
	)	
JANET NAPOLITANO, <i>et al.</i> ,	)	
	)	
Defendants.	)	

**ORDER**

**(Setting Oral Argument; Continuing Initial Pretrial Conference)**

THIS MATTER is before the Court on the Commission Defendants' Motion to Partially Dismiss (Dk. No. 19), filed on May 13, 2011, and on the Federal Defendants' Motion to Dismiss (Dk. No. 32), filed on June 27, 2011. Upon due consideration and it appearing appropriate to do so, the Court hereby ORDERS that oral argument on both motions shall be heard on **August 10, 2011, at 2:00PM.**

It further appearing appropriate to do so, the initial pretrial conference, currently set for August 4, 2011, at 9:00AM, is hereby CONTINUED to **August 10, 2011, immediately following oral argument on the motions to dismiss.**

The Clerk is directed to send a copy of this Order to all counsel of record.

It is so ORDERED.



/s/

Henry E. Hudson  
United States District Judge

Date: July 28, 2011  
Richmond, VA