

FILED

UNITED STATES COURT OF APPEALS

SEP 29 2010

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

In re: MATTHEW CATE,

No. 10-72977

MATTHEW CATE,

D.C. No. 5-6-cv-219-JF-HRL  
(Northern California, San Jose)

Petitioner,

v.

ORDER

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF  
CALIFORNIA, SAN JOSE,

Respondent,

MICHAEL ANGELO MORALES and  
ALBERT GREENWOOD BROWN,

Real Parties in Interest.

Counsel for the Real Parties in interest shall file a response to the Petition for a Writ of Mandamus by 2:00 p.m. The Respondent may file a Response by 2:00 p.m. Any reply by Petitioner shall be filed by 3:30 p.m.

FOR THE COURT:

MOLLY C. DWYER  
CLERK OF COURT