

FILED

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

OCT 27 2009

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

CLRB HANSON INDUSTRIES, LLC,
DBA Industrial Printing; HOWARD
STERN, on behalf of themselves and all
others similarly situated,

Plaintiffs - Appellees,

V.

WEISS & ASSOCIATES, PC,

Objector - Appellant,

V.

GOOGLE INC.,

Defendant - Appellee..

No. 09-17380

D.C. No. 5:05-cv-03649-JW

Northern District of California,
San Jose

**TIME SCHEDULE
ORDER**

The parties shall meet the following time schedule:

Wed., October 14, 2009 Appellant/petitioner shall immediately file the civil appeals docketing statement (CADS), pursuant to Circuit Rule 33-1;

Mon., December 14, 2009 Court reporter shall file transcript in the district court, pursuant to FRAP 11(b) and 9th Cir. R. 11-1.1;

Fri., January 29, 2010 Appellant/petitioner's opening brief and excerpts of record shall be served and filed pursuant to FRAP 32 and 9th Cir. R. 32-1;

Mon., March 1, 2010

The brief of appellee/respondent shall be filed and served, pursuant to FRAP 32 and 9th Cir. R. 32-1

The optional appellant/petitioner reply brief shall be filed and served within fourteen days of service of the appellee/respondent's brief, pursuant to FRAP 32 and 9th Cir. R. 32-1.

Failure of the appellant to comply with the Time Schedule Order will result in automatic dismissal of the appeal. 9th Cir. R. 42-1

Appellants/Petitioners without representation of counsel in a prisoner appeal may have their case submitted on the briefs and record without oral argument, pursuant to FRAP 34(a). Within 10 days of the filing of the appellant's opening brief, parties may file a statement setting forth the reasons why, in the opinion of the parties, oral argument should be heard.

FOR THE COURT:

Molly C. Dwyer
Clerk of Court

Gerald Rosen
Deputy Clerk