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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO

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16 OPEN SOURCE SECURITY, INC., and
BRADLEY SPENGLER,

17 Plaintiffs,

18 v.

19 BRUCE PERENS, and Does 1-50,

20 Defendants.
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Case No. 3:17-cv-04002-LB

**[PROPOSED] ORDER GRANTING
DEFENDANT'S MOTION TO
CHANGE TIME AND CONTINUE
PROCEEDINGS ON OPEN SOURCE
SECURITY, INC.'S MOTION FOR
PARTIAL SUMMARY JUDGMENT
PENDING RESOLUTION OF
DEFENDANT'S RENEWED ANTI-
SLAPP MOTION AND RENEWED
MOTION TO DISMISS FOR FAILURE
TO STATE A CLAIM**

Judge: Hon. Laurel Beeler

[PROPOSED] ORDER

IT IS HEREBY ORDERED THAT:

Defendant Bruce Perens’s Motion to Change Time and Continue Proceedings on Plaintiff Open Source Security, Inc.’s Motion for Partial Summary Judgment Pending Resolution of Defendant’s Renewed Anti-SLAPP Motion and Renewed Motion to Dismiss for Failure to State a Claim is **GRANTED**. The deadline for Defendant to oppose Plaintiff’s Motion for Partial Summary Judgment (ECF No. 24), currently falling on October 25, 2017, and the hearing on Plaintiff’s Motion, currently set for November 16, 2017, are continued until after the issuance of an order by this Court on Defendant’s forthcoming renewed special motion to strike the First Amended Complaint (ECF No. 18) under California’s anti-SLAPP law and renewed motion to dismiss for failure to state a claim.

In the event the Court’s order does not dismiss or strike Plaintiff’s claim of defamation per se, the new deadlines for briefing and hearing on Plaintiff’s Motion for Partial Summary Judgment shall be the following:

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| <u>Opposition deadline:</u> | 14 days after entry of order |
| <u>Reply deadline:</u> | 7 days after filing of Defendant’s opposition |
| <u>Hearing on Motion:</u> | First Thursday at least 35 days after entry of order |

IT IS SO ORDERED.

Dated: _____

The Honorable Laurel Beeler
United States Magistrate Judge