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**Superior Court of California, County of Alameda**  
**Rene C. Davidson Alameda County Courthouse**

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Godfrey  <p style="text-align: right;">Plaintiff/Petitioner(s)</p> <p style="text-align: center;">VS.</p> AB Trucking, Inc.  <p style="text-align: right;">Defendant/Respondent(s) (Abbreviated Title)</p>	No. <u>RG08379099</u>  Order  Motion to Strike Denied
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The Motion to Strike was set for hearing on 12/03/2010 at 10:00 AM in Department 20 before the Honorable Robert B. Freedman. The Tentative Ruling was published and has not been contested.

**IT IS HEREBY ORDERED THAT:**

The tentative ruling is affirmed as follows: The Motion of defendant Oakland Port Services Corporation dba AB Trucking ("Defendant") to Strike Portions of Plaintiffs' Second Amended Complaint ("Motion") is ruled on as follows:

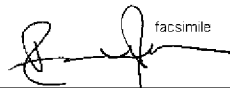
The Court notes at the outset that Defendant's notice of motion does not comply with Rule of Court 3.1322(a). The term "all reference to ..." is used repeatedly, without specific quotations of the portions of the Second Amended Complaint ("SAC") sought to be stricken.

In addition, it appears that Defendant seeks to strike portions of the SAC solely on the basis that the changes made by plaintiffs Levon Godfrey and Gary Gilbert ("Plaintiffs") to the now operative SAC were not properly itemized in Plaintiffs' Notice of Motion For Leave to Amend. That motion, however, was dropped by Plaintiffs after Defendant stipulated to permit the SAC to be filed, and the stipulation contained no limitations as to the scope of Plaintiffs' amendments.

Accordingly, the Motion is DENIED in all respects.

Defendant shall answer the SAC forthwith, and no later than December 10, 2010.

Dated: 12/03/2010

A handwritten signature in black ink, appearing to read 'R. Freedman', with the word 'facsimile' written in small text to the right of the signature.

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Judge Robert B. Freedman

SHORT TITLE: Godfrey VS AB Trucking, Inc.	CASE NUMBER: RG08379099
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ADDITIONAL ADDRESSEES

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