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9 **Attorneys for Plaintiffs**  
10 **J & J Sports Productions, Inc.**

11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA**  
13 **FRESNO DIVISION**

14 **J & J SPORTS PRODUCTIONS, INC.,**

15 **Plaintiff,**

16 **vs.**

17 **ANGELINA CARREON HERRERA, et al.**

18 **Defendant.**

19 **CASE NO. 1:10-cv-02090-AWI-SKO**

20 **PLAINTIFF'S *EX PARTE***  
21 **APPLICATION FOR AN ORDER**  
22 **VACATING THE INITIAL**  
23 **SCHEDULING CONFERENCE; AND**  
24 **ORDER**

25 **TO THE HONORABLE SHEILA K. OBERTO, THE DEFENDANT, AND HER**  
26 **ATTORNEYS OF RECORD:**

27 Plaintiff J & J Sports Productions, Inc. hereby applies *ex parte* for an order vacating the Initial  
28 Scheduling Conference in this action, presently set for Tuesday, February 15, 2011 at 9:30 A.M. This  
request will be, and is, necessitated by the fact that defendant Angelina Carreon Herrera, individually  
and d/b/a El Pio Pio is in default and Plaintiff's Application for Default Judgment is currently  
pending before this Honorable Court.

As such, as of this writing, Plaintiff has yet to receive an answer or any other responsive  
pleading from the defendant. As a result, Plaintiff's counsel has not conferred with the defendant  
concerning the claims, discovery, settlement, ADR or any of the other pertinent issues involving the  
case itself or the preparation of a Joint Scheduling Conference Statement.

