Thomas P. Riley, SBN 194706 LAW OFFICES OF THOMAS P. RILEY, P.C. First Library Square 1114 Fremont Avenue South Pasadena, CA 91030 Tel: 626-799-9797 Fax: 626-799-9795 TPRLAW@att.net **Attorneys for Plaintiffs** J & J Sports Productions, Inc. 7 UNITED STATES DISTRICT COURT 8 EASTERN DISTRICT OF CALIFORNIA 9 FRESNO DIVISION 10 J & J SPORTS PRODUCTIONS, INC., CASE NO. 1:10-cv-02253-AWI-SMS 11 Plaintiff, 12 PLAINTIFF'S EX PARTE VS. APPLICATION FOR AN ORDER 13 VACATING THE INITIAL 14 ANA A. BARRAGAN, et al. SCHEDULING CONFERENCE; AND **ORDER** 15 Defendants. 16 17 TO THE HONORABLE SANDRA M. SNYDER, THE DEFENDANTS, AND THEIR 18 ATTORNEYS OF RECORD: 19 Plaintiff J & J Sports Productions, Inc. hereby applies ex parte for an order vacating the Initial 20 Scheduling Conference in this action, presently set for Monday, June 27, 2011 at 10:00 A.M. This request will be, and is, necessitated by the fact that defendants Ana A. Barragan and Angel O. 21 Barragan, individually and d/b/a Los Compadres Restaurant a/k/a Los Compadres Mexican Restaurant 22 are in default and Plaintiff's Application for Default Judgment will soon be filed with this Honorable 23 Court. 24 As such, as of this writing, Plaintiff has yet to receive an answer or any other responsive 25 pleading from the defendants. As a result, Plaintiff's counsel has not conferred with the defendants 26 concerning the claims, discovery, settlement, ADR or any of the other pertinent issues involving the 27

case itself or the preparation of a Joint Scheduling Conference Statement.

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WHEREFORE, Plaintiff respectfully requests that this Honorable Court vacate the Initial Scheduling Conference presently scheduled for Monday, June 27, 2011 at 10:00 A.M. in order that Plaintiff and its counsel may avoid necessary fees and costs in this matter presently pending final disposition by virtue of Plaintiff's Application for Default Judgment by the Court. Respectfully submitted, Dated: June 17, 2011 /s/ Thomas P. Riley LAW OFFICES OF THOMAS P. RILEY, P.C. By: Thomas P. Riley Attorneys for Plaintiff J & J Sports Productions, Inc.

1	<u>ORDER</u>
2	It is beauty and and that the Initial Sahaduling Conference in sixil action number 1:10 as 02252
3	It is hereby ordered that the Initial Scheduling Conference in civil action number 1:10-cv-02253-
4	AWI-SMS styled J & J Sports Productions, Inc. v. Ana A. Barragan, et al., is hereby vacated.
5	Plaintiff shall also serve a copy of this Order on the Defendants and thereafter file a
6	Certification of Service of this Order with the Clerk of the Court.
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9	IT IS SO ORDERED:
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11	IT IS SO ORDERED.
12	D. J. June 21 2011 /a/Conduc M. Currdon
13	Dated: June 21, 2011 /s/ Sandra M. Snyder UNITED STATES MAGISTRATE JUDGE
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