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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**

10  
11 RONALD MOORE,  
12 Plaintiff,  
13 vs.

14 NIMATEX CO., INC., aka NIMATEX, INC.,  
15 et al.,  
16 Defendants.

) No. 1:14-cv-01141---BAM

) **PLAINTIFF’S EX PARTE REQUEST TO**  
) **CONTINUE MANDATORY**  
) **SCHEDULING CONFERENCE; ORDER**

) New MSC Date: December 3, 2014  
) Time: 8:30 a.m.  
) Courtroom: 8

) Magistrate Judge Barbara A. McAuliffe  
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20 WHEREAS, a Mandatory Scheduling Conference is currently scheduled in this matter  
21 for October 8, 2014;

22 WHEREAS, Defendant, Nimatex Co., Inc., aka Nimatex, Inc. (“Nimatex”), was served  
23 via substituted service with the documents mailed to Nimatex on September 19, 2014, such  
24 that Nimatex’s responsive pleading is not due until October 20, 2014;

25 WHEREAS, Plaintiff, Ronald Moore (“Plaintiff”), and Defendant, Amandeep Singh  
26 dba Stop N Save Gasoline aka Arco #82044 (“Singh”), who is presently self-represented, are  
27 engaging in settlement discussions and Plaintiff is hopeful that a settlement can be reached  
28 with Singh within the next month;

PLAINTIFF’S EX PARTE REQUEST TO CONTINUE MANDATORY SCHEDULING  
CONFERENCE;ORDER

1 NOW, THEREFORE, Plaintiff respectfully requests a continuance of the Mandatory  
2 Scheduling Conference to a date on or after November 19, 2014 at the court's convenience, in  
3 order to allow Nimatex to appear in the action, and to allow the parties to meet and confer in  
4 advance of the scheduling conference and to further exhaust settlement efforts prior to  
5 expending Court resources.

6  
7 Dated: September 23, 2014

MOORE LAW FIRM, P.C.

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9 /s/ Tanya E. Moore

10 Tanya E. Moore  
11 Attorneys for Plaintiff  
12 Ronald Moore

13 **ORDER**

14 Upon request by Plaintiff and good cause appearing, **IT IS HEREBY ORDERED** that  
15 the Mandatory Scheduling Conference currently set for October 8, 2014 be continued to  
16 **December 3, 2014 at 8:30 am before Magistrate Judge Barbara A. McAuliffe in**  
17 **Courtroom 8** of the above-entitled Court. All other requirements set forth in the Court's  
18 Order Setting Mandatory Scheduling Conference (Doc. 3) shall remain unchanged. The  
19 Parties are to file a Joint Scheduling Report no later than seven (7) days prior to the  
20 Scheduling Conference.

21 IT IS SO ORDERED.

22  
23 Dated: September 24, 2014

/s/ Barbara A. McAuliffe  
24 UNITED STATES MAGISTRATE JUDGE