

1 BRADLEY S. PHILLIPS (State Bar No. 085263)
 2 STUART N. SENATOR (State Bar No. 148009)
 3 LEE S. TAYLOR (State Bar No. 243863)
 MUNGER, TOLLES & OLSON LLP
 355 South Grand Avenue
 Los Angeles, CA 90071-1560
 Telephone: (213) 683-9100
 Facsimile: (213) 687-3702

6 Attorneys for Defendant KAPLAN, INC.
 JAMES P. TALLON (State Bar No. 154035)
 SHEARMAN & STERLING LLP
 599 Lexington Avenue
 New York, NY 10022-6069
 Telephone: (212) 848-4000
 Facsimile: (212) 848-7179

10 PATRICK D. ROBBINS (State Bar No. 152288)
 RAYMOND A. JUST (State Bar No. 204791)
 SHEARMAN & STERLING LLP
 525 Market Street, Suite 1500
 San Francisco, CA 94105
 Telephone: (415) 616-1100
 Facsimile: (415) 616-1199

Attorneys for Defendant WEST PUBLISHING CORPORATION

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

17 GEORGE C. LOBB,
 18 Plaintiff

19 vs.

20 WEST PUBLISHING CORPORATION, a
 Minnesota Corporation dba BAR/BRI,
 21 KAPLAN, Inc., a Delaware corporation, and
 unnamed
 22 Defendants 1-3,
 23 Defendants.

Case No. 3:06-cv-05022-JSW

**JOINT REQUEST AND [PROPOSED]
 ORDER CONTINUING CASE
 MANAGEMENT CONFERENCE**

Conference Date: September 14, 2007
 Time: 1:30 p.m.
 Courtroom: 2
 Judge: Hon. Jeffrey S. White

1 Defendants West Publishing Corporation (“West”) and Kaplan, Inc. (“Kaplan”) and
2 Plaintiff George C. Lobb submit this Joint Request for a Continuance of the Case Management
3 Conference currently scheduled for September 14, 2007.

4 On March 2, 2007, Plaintiff and Defendants submitted separate Case Management
5 Conference Statements Pursuant to Civil L.R. 16-9(a) and the Court’s Order of September 14,
6 2006 (“Order”), in anticipation of the Case Management Conference originally scheduled for
7 March 9, 2007. Those statements set forth the respective positions of each party regarding
8 discovery and pre-trial matters in the event the parties would be unsuccessful in resolving the
9 matter through early settlement. That Conference was continued at the request of the parties until
10 August 10, 2007, in order for the parties to explore the possibility of early settlement and
11 subsequently continued until September 14, 2007 by Order of the Court.

12 Since that time, the parties have conducted settlement negotiations, and the parties believe
13 that the resolution of this case through settlement is both likely and imminent. Accordingly, the
14 parties request a further continuance of the Case Management Conference until October 12, 2007,
15 or such other date as is convenient for the Court, to allow them to proceed with their settlement
16 negotiations. It is the parties’ expectation that the case will be resolved and dismissed prior to
17 that time. If necessary, the parties will seek the assistance of a Magistrate Judge through the
18 Northern District of California’s ADR program.

19 Should the parties fail to resolve the issue through private negotiation or with the
20 assistance of a Magistrate Judge, the parties’ positions regarding the nature of the case remain
21 consistent with the separate statements filed on March 2, 2007. To the extent issues such as a
22 discovery plan, proposed dates and deadlines were deferred in the earlier statements to allow the
23 parties an opportunity to attempt to resolve the matter through settlement, the parties shall meet
24 and confer in an attempt to reach agreement on those issues and file a revised Case Management
25 Conference Statement on or before October 5, 2007.

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DATED: September 7, 2007

GEORGE C. LOBB

By: 
GEORGE C. LOBB

PLAINTIFF PRO SE

SHEARMAN & STERLING LLP

By: 
JAMES P. TALLON

Attorneys for Defendant WEST PUBLISHING CORPORATION
MUNGER, TOLLES & OLSON LLP

By: 
STUART N. SENATOR

Attorneys for Defendant KAPLAN, INC.

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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

GEORGE C. LOBB,
Plaintiff

vs.

WEST PUBLISHING CORPORATION, a
Minnesota Corporation dba BAR/BRI,
KAPLAN, Inc., a Delaware corporation, and
unnamed Defendants 1-3,
Defendants.

Case No. 3:06-cv-05022-JSW

**[PROPOSED] ORDER CONTINUING
CASE MANAGEMENT CONFERENCE**

Conference Date: September 14, 2007
Time: 1:30 p.m.
Courtroom: 2
Judge: Hon. Jeffrey S. White

IT IS HEREBY ORDERED that the Case Management Conference currently scheduled for September 14, 2007 is CONTINUED to October 12, 2007. The conference statement shall be due on or before October 5, 2007.

Dated: September 7, 2007

Hon. Jeffrey S. White.
United States District Judge

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PROOF OF SERVICE BY U.S. MAIL AND E-MAIL

I am employed in the City and County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 355 S. Grand Avenue, 35th Floor, Los Angeles, California 90071-1560.

On September 7, 2007, I served the foregoing document described as ***JOINT REQUEST AND [PROPOSED] ORDER CONTINUING CASE MANAGEMENT CONFERENCE*** on the interested parties in this action by placing true copies thereof enclosed in sealed envelopes for delivery by first class U.S. Mail, addressed as follows:

**** SEE ATTACHED SERVICE LIST ****

I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing affidavit.

The document was also transmitted electronically on this date, in compliance with Civil L.R. 23-2, to the designated electronic address(es) listed

I declare under the penalty of perjury that the foregoing is true and correct. I also declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

Executed on **September 7, 2007** at Los Angeles, California.

Jennifer C. Smith

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SERVICE LIST

Lobb v. West Publishing Corp., et al.

<p>GEORGE LOBB P.O. Box 26433 Austin, TX 78755 Telephone: (713) 385-6666 Email: GLGL2222@yahoo.com</p> <p><i>Plaintiff Pro Se</i></p>	<p>JAMES P. TALLON SHEARMAN & STERLING LLP 599 Lexington Avenue New York, NY 10022-6069 Telephone: (212) 848-4000 Facsimile: (212) 848-7179 Email: JTallon@shearman.com</p> <p><i>Attorneys for Defendant West Publishing Corporation</i></p>
	<p>PATRICK D. ROBBINS RAYMOND A. JUST SHEARMAN & STERLING LLP 525 Market Street, Suite 1500 San Francisco, CA 94105 Telephone: (415) 616-1100 Facsimile: (415) 616-1199 Email: PRobbins@shearman.com RJust@shearman.com</p> <p><i>Attorneys for Defendant West Publishing Corporation</i></p>