

1 Ronald L. Richman, SBN 139189
 Susan J. Olson, SBN 152467
 2 Bullivant Houser Bailey PC
 601 California Street, Suite 1800
 3 San Francisco, California 94108
 Telephone: 415.352.2700
 4 Facsimile: 415.352.2701
 E-Mail: ron.richman@bullivant.com
 5 E-Mail: susan.olson@bullivant.com

6 Attorneys for Plaintiffs Trust Funds

7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA
 9 SAN FRANCISCO DIVISION

11 BOARD OF TRUSTEES OF THE CEMENT
 MASONS HEALTH AND WELFARE TRUST
 12 FUND FOR NORTHERN CALIFORNIA;
 BOARD OF TRUSTEES OF THE CEMENT
 13 MASONS VACATION-HOLIDAY TRUST
 FUND FOR NORTHERN CALIFORNIA;
 14 BOARD OF TRUSTEES OF THE CEMENT
 MASONS PENSION TRUST FUND FOR
 15 NORTHERN CALIFORNIA; and BOARD OF
 TRUSTEES OF THE CEMENT MASONS
 16 TRAINING TRUST FUND FOR NORTHERN
 CALIFORNIA,

17 Plaintiffs,

18 v.

19 F & M ENGINEERING CONTRACTORS,
 20 INC., a California corporation; and CLETUS
 MARION McCONVILLE, an Individual,

21 Defendants.

22
 23 BOARD OF TRUSTEES OF THE
 LABORERS HEALTH AND WELFARE
 TRUST FUND FOR NORTHERN
 24 CALIFORNIA; BOARD OF TRUSTEES OF
 THE LABORERS VACATION-HOLIDAY
 TRUST FUND FOR NORTHERN
 25 CALIFORNIA; BOARD OF TRUSTEES OF
 THE LABORERS PENSION TRUST FUND
 26 FOR NORTHERN CALIFORNIA; and
 BOARD OF TRUSTEES OF THE
 27 LABORERS TRAINING AND RETRAINING
 TRUST FUND FOR NORTHERN
 28 CALIFORNIA.

Case No.: C 07 0486 EDL

**JOINT CASE MANAGEMENT
 CONFERENCE STATEMENT; ORDER
 THEREON**

Date: September 9, 2008
 Time: 10:00 a.m.
 Croom: E, 15th Floor

Case No. C 07 0487 EDL:

1 Based on the above, the parties respectfully request that this Court continue the Case
2 Management Conference for an additional thirty days so that the parties can finalize the
3 settlement and file the respective dismissals in these actions.

4 DATED: September 2, 2008

5 BULLIVANT HOUSER BAILEY PC

6
7 By _____ /s/
8 Ronald L. Richman

9 Attorneys for Plaintiffs Trust Funds

10 DATED: September 2, 2008

11 DIEMER, WHITMAN & CARDOSI, LLP

12
13 By _____ /s/
14 Judith L. Whitman

15 Attorneys for Defendant Cletus M. McConville

16 **ORDER**

17
18 Good cause appearing, it is so ORDERED that the case management conference
19 currently set for September 9, 2008 at 10:00 a.m. is continued to _____ October 10 _____, 2008
20 at ~~10:00~~ 11:00 a.m. in Courtroom E, 15th Floor.

21 DATED: September 3, 2008

22
23 By _____
24 JUDGE

