

1 JEFFREY A. BERGER SBN 104227  
2 BERGER LAW OFFICES  
3 22 Battery Street, Suite 610  
4 San Francisco, CA 94111  
5 Mailing Address:  
6 P.O. Box 611388  
7 San Jose, CA 95101-1388  
8 Tel. (408) 254-4429  
9 Fax (800) 414-0017  
10 e-mail: [jab@jablawoffices.com](mailto:jab@jablawoffices.com)

11 Attorney for Defendant  
12 BHUPINDER SINGH dba LA BELLA  
13 ITALIA INN AND RESTAURANT

14 JAMES DAL BON  
15 LAW OFFICES OF JAMES DAL BON  
16 28 N. First Street, Suite 210  
17 San Jose, CA 95113  
18 Tel. (408) 297-4729  
19 Fax (408) 297-4728  
20 e-mail: [jdblaw@earthlink.net](mailto:jdblaw@earthlink.net)  
21 Attorney for Plaintiff  
22 JUAN CONEJO

23 UNITED STATES DISTRICT COURT  
24 FOR THE  
25 NORTHERN DISTRICT OF CALIFORNIA

26 JUAN CONEJO,  
27  
28 Plaintiff,

vs.

BHUPINDER SINGH dba LA BELLA  
ITALIA INN AND RESTAURANT,  
Defendant

Case No: 07-CV-03917 EMC  
JOINT CASE MANAGEMENT  
CONFERENCE STATEMENT ; ORDER

1 Pursuant to Federal Rule of Civil Procedure 26(f) and Civil L.R. 16-9(a), the parties  
2 submit this Joint Case Management Statement with respect to the Case Management Conference  
3 set for February 13, 2008 and request that the Court adopt it as the Case Management Order.  
4

5 This matter was originally set for mediation to have been completed by February 5, 2008.  
6 The medication was not able to be completed by this date because of a miscommunication in that  
7 telephone calls and correspondence for the pre-mediation scheduling conference that were  
8 intended for the undersigned counsel for Defendant were not received at the San Jose number and  
9 address listed on the Defendant's initial filing in this case nor was it otherwise received via e-mail  
10 notification.  
11

12 While counsel for the Defendant had been registered with PACER before this action was  
13 filed, he is communicating now with the Court's electronic filing help line to ascertain and correct  
14 the problems with receiving electronic communication in this matter. All parties and the  
15 mediators either have been, or are currently being, appropriately provided with the telephone and  
16 fax numbers and mailing address for the Defendant's counsel in San Jose.  
17

18 Counsel for both sides to this action participated in a telephone conference call with this  
19 Court's ADR Department and advised of the communication issue referenced above and have  
20 tentatively agreed (subject to the availability of the mediators) to three dates in the next 10 days to  
21 conduct the pre-mediation telephone conference. Moreover, the parties have agreed to have  
22 mediation completed by April 2, 2008.  
23

24 It is therefore respectfully requested that the Court order that the current Case  
25 Management Conference be continued to April 2, 2008 and that it further order that mediation is  
26 to have been completed by that date.  
27

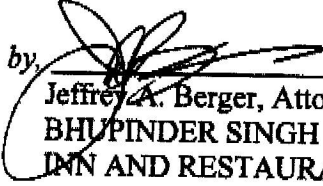
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Respectfully submitted.

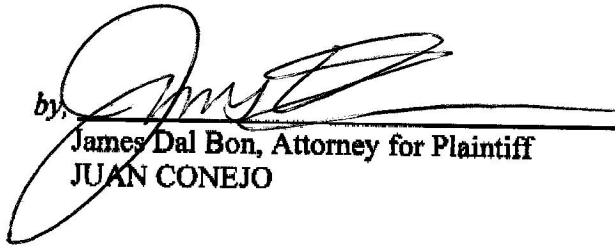
Dated: February 6, 2008

BERGER LAW OFFICES

by   
Jeffrey A. Berger, Attorney for Defendant  
BHUPINDER SINGH dba LA BELLA ITALIA  
INN AND RESTAURANT

Dated: February 6, 2008

LAW OFFICES OF JAMES DAL BON

by   
James Dal Bon, Attorney for Plaintiff  
JUAN CONEJO

IT IS SO ORDERED  
that the Status Conf.  
is reset from 2/13/08  
to 4/23/08 at 2:30 p.  
m. A Joint Status  
Conference Statement  
shall be filed by  
4/16/08.

Edward M. Chen  
U.S. Magistrate

