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

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

Case No.: C 08 02855 VRW

**STATEMENT IN LIEU OF CASE
 MANAGEMENT CONFERENCE
 STATEMENT; ORDER THEREON**

Date: September 18, 2008
 Time: 3:30 p.m.
 Ctroom: 6, 17th Floor
 Hon. Vaughn R. Walker

18 Plaintiffs,

19 v.

20 JORGE RAFAEL ABOGADO dba DEEPSPIN
 CONCRETE CUTTING,

21 Defendant.

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 23 Plaintiffs offer this Statement in Lieu of the Case Management Conference Statement.

24 On June 9, 2008 Plaintiffs filed their Complaint for Damages for Breach of Collective
 25 Bargaining Agreement, To Recover Unpaid Trust Fund Contributions, For Breach of Fiduciary
 26 Duty And For A Mandatory Injunction ("Complaint") against Defendant Jorge Rafael Abogado
 27 dba Deepspin Concrete Cutting ("Jorge Rafael Abogado").
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1 Defendant's Answer was due on or before July 7, 2008. No Answer has been filed by
2 Defendant. On September 16, 2008 Plaintiffs filed their Request for Clerk's Entry of Default.
3 Plaintiffs anticipate that they will prepare and file their Motion for Default Judgment within the
4 next 120 days.

5 Based on the above, Plaintiffs respectfully request that this Court extend the Case
6 Management Conference for 120 days to allow Plaintiffs to prepare and file their Motion for
7 Default Judgment.

8 DATED: September 16, 2008

9 BULLIVANT HOUSER BAILEY PC

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11 By *Ronald L. Richman*
12 Ronald L. Richman
Susan J. Olson

13 Attorneys for Plaintiffs

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15 **CASE MANAGEMENT ORDER**

16 The Court having read Plaintiffs' Statement in Lieu of Case Management Conference
17 Statement and good cause appearing therefore:

18 IT IS HEREBY ORDERED that the Case Management Conference currently scheduled
19 for September 18, 2008 at 3:30 p.m. be continued to December 11, 2008 at 3:30
20 p.m., Courtroom 6, 17th Floor.

21 DATED: September 18, 2008

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23 By _____
24 HONORABLE JUDGE VAUGHN R. WALKER



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