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7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10

11 SHELLEY BLAM,  
12 )  
Plaintiff, )  
13 vs. )  
14 )  
15 )  
16 SCHERING-PLOUGH CORPORATION,  
DOES 1 TO 10, )  
17 )  
Defendants. )  
18 \_\_\_\_\_ )  
19 /

Case No. C- 08-03944 MMC  
ORDER GRANTING  
REQUEST TO RESCHEDULE CASE  
MANAGEMENT CONFERENCE  
Date: December 5, 2008  
Time: 10:30 a.m.  
Place: Courtroom 7  
Hon. Maxine M. Chesney

20 Plaintiff Shelley Blam hereby requests that the Case Management Conference, currently  
21 scheduled for December 5, 2008, be rescheduled to a new date approximately 90 days hence. This  
22 request is made because the original defendant in this case has been dismissed, and the new  
23 defendant named in the amended complaint filed October 31, 2008 has not yet appeared. Although  
24 opposing counsel has indicated to me that the request for waiver of service will be accepted by the  
25 current named defendant, he is understandably reluctant to take official actions on behalf of his client  
26 until a formal appearance has been made. Thus, until the current defendant appears in the action  
27 (which could be as late as January 6, 2009 under the provisions of Fed. R. Civ. P. 4 (d) (3)) I cannot  
28

1 meet and confer with opposing counsel to prepare and file a joint case management conference  
2 statement. Therefore I believe that it would be appropriate to reschedule the Case Management  
3 Conference to a date after the new defendant has appeared in the action. I have discussed this matter  
4 with Mr. Valim, who was counsel for the previous defendant and whom I expect will be the counsel  
5 for the new defendant, and he is in agreement with this request, although he does not believe it would  
6 be appropriate for him to enter into a stipulation at this point, as no party represented by him is  
7 currently before the court.

8  
9 November 19, 2008

10  
11 /s/

12 Steve Condie  
13 Attorney for Plaintiff  
14 Shelley Blam

15  
16  
17 **ORDER**

18 IT IS SO ORDERED. Specifically, the Case Management Conference is hereby  
19 CONTINUED from December 5, 2008 to February 27, 2009. A Joint Case Management Statement  
20 shall be filed no later than February 20, 2009.

21 Dated: November 20, 2008

22   
23 United States District Judge