

United States District Court  
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

THE BOARD OF TRUSTEES, in their capacities as Trustees of the LABORERS HEALTH AND WELFARE TRUST FUND FOR NORTHERN CALIFORNIA; LABORERS VACATION-HOLIDAY TRUST FUND FOR NORTHERN CALIFORNIA; and LABORERS TRAINING AND RETRAINING TRUST FUND FOR NORTHERN CALIFORNIA,

No. C 08-04191 WHA

**ORDER VACATING HEARING ON MOTION FOR DEFAULT JUDGMENT**

Plaintiffs,

v.

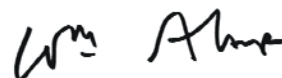
CALHOUN BROTHERS GRADING & PAVING, INC., a California Corporation,

Defendant.

Plaintiffs filed a motion for default judgment, which was scheduled for a hearing on January 15, 2009. On January 12, 2009, plaintiffs filed a notice stating the parties have reached a settlement in the case and requesting that the January 15 hearing be vacated. In light of this recent development, the January 15 hearing on the motion for default judgment is **VACATED**. In light of this representation, this case will be dismissed as moot unless counsel desires that the settlement be reduced to a judgment, in which case an agreed on form of judgment must be submitted by **JANUARY 23, 2009** at **NOON**.

**IT IS SO ORDERED.**

Dated: January 13, 2009



WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE