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5 Attorneys for Plaintiff
Bay Area Herbs & Specialties, LLC

6 UNITED STATES DISTRICT COURT
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

8 BAY AREA HERBS & SPECIALTIES, LLC,

CASE NO. C 08-05466 BZ

9 Plaintiff,

**CASE MANAGEMENT
CONFERENCE STATEMENT &
REQUEST TO CONTINUE CMC; ORDER
THEREON**

10 v.

CMC Date: June 1, 2009

11 THE PRODUCE COMPANY dba
12 WESTSIDE PRODUCE; CHARLES
O'NEIL; SUSIE O'NEIL; and ELAINE
13 O'NEIL,

CMC Time: 4:00 p.m.

**CMC Place: Ctrm. G, 15th Floor
San Francisco**

14 Defendants.

15 Plaintiff Bay Area Herbs & Specialties, LLC respectfully requests that the Case
16 Management Conference and the associated dates be continued for an additional 30-60 days.
17 Defendants have been served and have not responded to the Complaint and Summons. The
18 proofs of service and request for default were just filed. Plaintiff has not yet filed a Motion for
19 Default Judgment, although it will do so within two weeks. The papers have been drafted;
20 however, they are not yet complete. Plaintiff's attorney had intended to file these papers well
21 before now; however, her brother became very ill and passed away on April 26. Consequently,
22 she got behind, but she is catching up and will file the motion for default judgment shortly.

1 In sum, Plaintiff respectfully requests that the Case Management Conference be
2 continued for 30-60 days.

3 I declare under penalty of perjury under the laws of the United States that the foregoing is
4 true and correct.

5 Date: May 25, 2009

RYNN & JANOWSKY, LLP

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7 By: /s/ Marion I. Quesenbery
MARION I. QUESENBERY
Attorneys for Plaintiff

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10 **IT IS SO ORDERED.** The Case Management Conference is continued to
11 JULY 27, 2009, at 4:00 p.m., in Courtroom G, 15th Floor, San
12 **Francisco.**

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Date: May 26, 2009

