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11 Attorneys for Plaintiff
12 99¢ ONLY STORES

13 **IN THE UNITED STATES DISTRICT COURT**
14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

13 99¢ ONLY STORES, a California corporation,

14 Plaintiff,

15 v.

16 99¢ PLUS DISCOUNT STORE, a California
17 company, ALI AZALI, an Individual, ABDUL
18 RAHMIN, an Individual, and DOES 1-20,
19 INCLUSIVE,

20 Defendants.

) Civil Action No.

) 08-cv-05744-MHP

) **PLAINTIFF'S REQUEST TO**
VACATE JULY 13, 2009 CASE
MANAGEMENT CONFERENCE

) Before the Honorable Marilyn Hall
) Patel

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1 Plaintiff 99¢ Only Stores will and hereby does move this Court to vacate the July 13,
2 2009 Case Management Conference before the Honorable Marilyn Hall Patel.

3 Defendants 99¢ Plus Discount Store, Ali Azali and Abdul Rahmin have not appeared
4 in this action. On March 27, 2009, the Clerk of the Court entered default against Defendant
5 99¢ Plus Discount Store. On June 2, 2009, the Clerk of the Court entered default against
6 Defendants Ali Azali and Abdul Rahmin. On June 25, 2009, Plaintiff filed a motion for
7 default judgment against Defendants that is scheduled to be heard on August 3, 2009. In
8 view of these developments, Plaintiff respectfully requests the Court to vacate the Case
9 Management Conference currently scheduled for July 13, 2009.

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11 Respectfully Submitted,

12 KNOBBE, MARTENS, OLSON & BEAR, LLP

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14 Dated: June 29, 2009

By: s/Boris Zelkind
Boris Zelkind
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13 99¢ ONLY STORES, a California corporation, 14 15 Plaintiff, 16 v. 17 99¢ PLUS DISCOUNT STORE, a California 18 company, ALI AZALI, an Individual, ABDUL RAHMIN, an Individual, and DOES 1-20, INCLUSIVE, 19 20 Defendants) Civil Action No.)) 08-cv-05744-MHP)) PROPOSED ORDER GRANTING) PLAINTIFF'S REQUEST TO) VACATE JULY 13, 2009 CASE) MANAGEMENT CONFERENCE)) Before the Honorable Marilyn Hall) Patel)
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1 **IT IS ORDERED** that the Case Management Conference currently set for July 13,
2 2009, before the Honorable Marilyn Hall Patel is vacated and taken off calendar.

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IT IS SO ORDERED.

Dated: June 30, 2009



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