

1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
3 OAKLAND DIVISION
4

5 NEWPORT BUILDERS, INC., a Nevada
6 corporation,

7 Plaintiff,

8 vs.

9 NORTH BAY CONSTRUCTION, INC., a
10 California corporation,

11 Defendant.

Case No: C 09-0184 SBA

**ORDER GRANTING PLAINTIFF'S
MOTION FOR LEAVE TO FILE A
SECOND AMENDED COMPLAINT**

[Docket 58]


12 Plaintiff's motion for leave to file a second amended complaint is scheduled for hearing on
13 December 1, 2009. A Case Management Conference is set to follow the hearing. Defendant has
14 filed a statement of non-opposition to the motion. Accordingly,

15 IT IS HEREBY ORDERED THAT Plaintiff's motion for leave to file a second amended
16 complaint is GRANTED. Plaintiff shall file its second amended complaint within five days of the
17 date this order is filed. The December 1, 2009 hearing date is VACATED.

18 IT IS FURTHER ORDERED THAT the Case Management Conference is ADVANCED to
19 **October 28, 2009 at 3:15 p.m.** The parties shall **meet and confer** prior to the conference and shall
20 prepare a joint Case Management Conference Statement which shall be filed no later than ten (10)
21 days prior to the Case Management Conference that complies with the Standing Order for All
22 Judges of the Northern District of California and the Standing Order of this Court. Plaintiff shall
23 be responsible for filing the statement as well as for arranging the conference call. All parties shall
24 be on the line and shall call (510) 637-3559 at the above indicated date and time. This Order
25 terminates Docket 58.

26 IT IS SO ORDERED.

27 Dated: September 24, 2009

28 
SAUNDRA BROWN ARMSTRONG
United States District Judge