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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

DALE GIBSON,

Case No. C 09 1035EDL

Plaintiff,

v.

**PLAINTIFF'S REQUEST FOR A CASE
 MANAGEMENT CONTINUENCE
 AND ~~PROPOSED~~ ORDER
 AS MODIFIED**

UNITED STATES OF AMERICA,

Date: June 16, 2009

Time: 10:00 a.m.

Judge: Elizabeth LaPorte

Defendants. _____ /

Plaintiff, Dale Gibson, by and through his attorneys request that the currently set case management conference set for June 16, 2009 at 10:00 a.m. before the Honorable Elizabeth D. Laporte be continued to July 28, 2009 at 10:00 a.m.

Good cause exists for this continuance because the case is not yet at issue. The sole defendant, the United States of America has not answered plaintiff's Complaint and is not scheduled to file its Answer until June 22, 2009, which is after the presently set Case Management Conference.

Dated: June 9, 2009

LAW OFFICES OF LYLE C. CAVIN, JR.

By: _____ /s/
 Christopher W. Goodroe
 Attorneys for Plaintiff
 Dale Gibson

[PROPOSED] ORDER

As this case is not yet at issue good cause exists to reset the present Case Management Conference. The new conference date will occur on ~~July 28, 2009~~ August 4, 2009 at 10:00 a.m. Case Management Statement shall be filed no later than July 28, 2009.

DATED: June 10, 2009

MAGISTRATE JUDGE OF THE FEDERAL COURT

