11

1 2 3 4 5 6 7 8	J. Andrew Coombs (SBN 123881) andy@coombspc.com Nicole L. Drey (SBN 250235) nicole@coombspc.com J. Andrew Coombs, A Prof. Corp. 517 East Wilson Avenue, Suite 202 Glendale, California 91206 Telephone: (818) 500-3200 Facsimile: (818) 500-3201 Attorneys for Plaintiff Adobe Systems Incorporated
° 9	UNITED STATES DISTRICT COURT
10	NORTHERN DISTRICT OF CALIFORNIA (SAN FRANCISCO DIVISION)
11	Adobe Systems Incorporated,) Case No. C09-1075 MMC
12	Plaintiff,) REQUEST TO CONTINUE CASE v.) MANAGEMENT CONFERENCE;
13	Sherman Terry, Custom Access, Inc. and Does 1) through 10, inclusive,
14 15	Defendants.
16 17	PLAINTIFF Adobe Systems Incorporated ("Adobe" or "Plaintiff"), by and through its
18	counsel of record, Nicole L. Drey, of J. Andrew Coombs, A P.C., hereby requests as follows:
19	WHEREAS the Court set the Scheduling Conference in the above-captioned matter for
20	August 14, 2009, at 10:30 a.m.;
21	WHEREAS Defendant was served with Summons and Complaint on or about April 17,
22	2009;
23	WHEREAS Plaintiff filed the Proof of Service on or about April 24, 2009;
24	WHEREAS Plaintiff filed a Request for Entry of Default on or about June 9, 2009; WHEREAS the Clerk entered Defendant's default on or about June 11, 2009;
25	WHEREAS the Clerk entered Defendant's default on or about June 11, 2009, WHEREAS Plaintiff has not been able to file its Motion for Entry of Default Judgment
26	("Motion") due to the over month-long sabbatical of a necessary declarant, who just returned this
27	week;
28	Adobe v. Terry, et al.: Request to Cont. CMC - 1 -

1 2 3 4 5 6 7 8 9	WHEREAS in the process of preparing its Motion, Defendant contacted Plaintiff wishing to resolve this matter; WHEREAS Plaintiff and Defendant require additional time in order to resolve this matter without the intervention of the Court; WHEREAS both Plaintiff's counsel and Defendant would require significant travel to attend the Case Management Conference in San Francisco; and NOW, THEREFORE, Plaintiff requests that the Case Management Conference in the above captioned matter be continued until October 2, 2009, or a date thereafter acceptable to the Court.
10	Dated: August 4, 2009 J. Andrew Coombs, A Professional Corp.
11	D ACA AD
12	By: <u>J. Andrew Coombs</u> Nicole L. Drey
13	Attorneys for Plaintiff Adobe Systems Incorporated
14	
15 16	- <u>[PROPOSED]</u> ORDER
10	PURSUANT TO REQUEST, IT IS SO ORDERED, specifically, the Case Management Conference is continued to October 16, 2009. A Joint Case Management Statement shall be filed no later than
18	October 9, 2009.
19	Dated: August 5, 2009
20	Maxide M. Chesney UNITED STATES DISTRICT JUDGE
21	
22	
23	
24	
25	
26	
27 28	
20	Adobe v. Terry, et al.: Request to Cont. CMC - 2 -