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13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
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16 U.A. LOCAL 342 JOINT LABOR-
MANAGEMENT COMMITTEE;
17 NORTHERN CALIFORNIA PIPE TRADES
PENSION TRUST; NORTHERN
18 CALIFORNIA PIPE TRADES HEALTH AND
WELFARE TRUST; LOCAL UNION 342,
19 PLUMBERS & STEAMFITTERS, UNITED
ASSOCIATION OF JOURNEYMEN AND
20 APPRENTICES OF THE PLUMBING AND
PIPEFITTING INDUSTRY OF THE UNITED
21 STATES AND CANADA (AFL-CIO); U.A.
LOCAL 342 APPRENTICESHIP &
22 TRAINING TRUST FUND and JAMES
WILLIAMS, as Trustee of the above
23 TRUSTS.,

24 Plaintiff,

25 vs.

26 SAVIOR PLUMBING, INC., a California
Corporation,

27 Defendant.
28

CASE NO.: C-09-2839-JSW

**JOINT SUPPLEMENTAL CASE
MANAGEMENT CONFERENCE
STATEMENT AND ~~PROPOSED~~ CASE
MANAGEMENT ORDER**

[Local Rule 16-9]

JUDGE: Hon. Judge Jeffrey S. White
DATE: April 9, 2010
TIME: 1:309 p.m.
DEPT: 11, 19th Floor
LOCATION: 450 Golden Gate Avenue
San Francisco, CA 94102

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JOINT CASE MANAGEMENT STATEMENT

Pursuant to Federal Rule of Civil Procedure 26(f) and Local Rule 16-9, Plaintiffs and Defendants jointly submit this Case Management Statement and Rule 26(f) Report, and request that the Court adopt it as the Case Management Order in this case.

Plaintiffs and Defendant asked the Court to grant an initial 60-day continuance of the Case Management Conference, to allow settlement discussions to continue on the expectation that a settlement will be forthcoming. The Court issued an order in accordance with this request on January 12, 2010.

Since that date the parties have acted in accordance with the above representation and a course of action to access funds for the benefit of plaintiffs and in aid of settlement has been initiated.

It is anticipated that a final resolution will follow the successful release of such funds after due consideration and agreement of all parties on the precise terms of a final settlement. If Defendant does not show progress in acquiring the necessary funds and/or otherwise settling the matter, Plaintiffs plan to file a summary judgment motion within three weeks.

In accord with the above, the parties respectfully request the Court order a second continuance of the Case Management process for a period of sixty days and pledge their best efforts to ensure that this matter is definitively resolved prior to that time.

Dated: April 2, 2010

Respectfully submitted,

NEYHART, ANDERSON, FLYNN &
GROSBOLL

By: /s/Sonya M. Gordon
Sonya M. Gordon
Attorneys for Plaintiffs

DATED: April 2, 2010

Respectfully submitted,

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By: /s/ Robert Fried
Robert Fried
Attorneys for Defendant

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~~proposed~~ CASE MANAGEMENT ORDER

This Case Management Statement and Proposed Order is hereby adopted by the Court as the Case Management Order for the case and the parties are ordered to comply with this Order.

In addition, the Court orders a continuance of the Case Management Conference to June 25,
 , 2010. at 1:30 p.m.

Dated: April 5, 2010


United States District Judge

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