

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

THE TRAVELERS INDEMNITY )  
COMPANY OF CONNECTICUT, a )  
Connecticut Corp., )  
Plaintiff(s), )  
v. )  
DAVID CHU, et al., )  
Defendant(s). )  
\_\_\_\_\_ )

No. C09-5012 BZ  
**ORDER SCHEDULING HEARING ON  
PLAINTIFF'S MOTION FOR  
DEFAULT JUDGMENT**

TO ALL PARTIES AND COUNSEL OF RECORD:

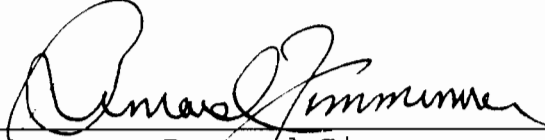
**IT IS HEREBY ORDERED** that pursuant to the Court's discretion under Rule 55(b)(2) of the Federal Civil Rules of Civil Procedure, a hearing on plaintiff's motion for default judgment is set for **WEDNESDAY, MAY 5, 2010, at 10:00 a.m.** in Courtroom G, 15th Floor, Federal Building, San Francisco, California, 94102.

Claims for attorneys' fees should be supported by billing records. Compliance with 50 App. U.S.C. § 501 et seq. of the Servicemembers' Civil Relief Act may not be satisfied on information and belief. See 50 App. U.S.C. § 521(b)(1);

1 United States v. Simmons, 508 F.Supp. 552 (E.D. Tenn.  
2 1980) (interpreting 50 App. U.S.C. § 520(1), predecessor to 50  
3 App. U.S.C. § 521(b)(1)). The public website  
4 <https://www.dmdc.osd.mil/scra/owa/home> will provide the  
5 current active military status of an individual and has  
6 instructions on obtaining certificates of service or non-  
7 service under the Servicemembers' Civil Relief Act. Plaintiff  
8 also bears the burden of providing admissible evidence that  
9 individual defendants are not infants or incompetent persons.  
10 See Rule 55(b)(2).

11 Defendants should attend the hearing if they contest the  
12 validity of plaintiff's claim. Seven days before the hearing,  
13 on **WEDNESDAY, APRIL 28, 2010**, plaintiff shall file a  
14 declaration setting forth in detail all steps taken to serve  
15 defendants with notice of this hearing.

16  
17 Dated: April 12, 2010

18  
19   
20 Bernard Zimmerman  
United States Magistrate Judge

21 G:\BZALL\BZCASES\TRAVELERS V. CHU, et al\SCHED ORD.wpd  
22  
23  
24  
25  
26  
27  
28