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 8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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11 GIL CROSTHWAITE and RUSS BURNS, in
 12 their respective capacities as Trustees of the
 OPERATING ENGINEERS’ HEALTH AND
 13 WELFARE TRUST FUND, et al.,
 14 Plaintiffs,
 15 v.
 16 FOSTER & SONS GENERAL
 ENGINEERING CONTRACTORS, INC., a
 17 California corporation,
 18 Defendant.
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Case No.: C10-0457 MMC

**REQUEST TO VACATE CASE
 MANAGEMENT CONFERENCE**

Date: September 3, 2010
 Time: 10:30 a.m.
 Location: 450 Golden Gate Avenue
 San Francisco, California
 Courtroom: 7, 19th Floor
 Judge: Honorable Maxine M. Chesney

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 21 Plaintiffs hereby submit their Request for Vacate the Case Management Conference
 22 currently scheduled for September 3, 2010 at 10:30 a.m. in Courtroom 7.

23 1. On July 9, 2010, Plaintiffs filed an *Amended* Motion for Default Judgment
 24 (“Motion”). The Motion is set for hearing on August 27, 2010.

25 2. On August 24, 2010, this Court issued an Order Affording Plaintiffs Opportunity to
 26 Supplement Application for Default Judgment. The Order allows Plaintiffs two options: (1) to file
 27 a supplemental declaration, in which the matter will be deemed submitted on the moving papers
 28 and no hearing will be held; or (2) to appear at the hearing.

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3. Plaintiffs have prepared and filed the declaration today.

4. I respectfully request that the current Case Management Conference be vacated as Plaintiffs unopposed Motion for Entry of Judgment is pending.

Date: August 26, 2010

SALTZMAN & JOHNSON
LAW CORPORATION

By: _____/s/_____
Michele R. Stafford
Attorneys for Plaintiffs

ORDER

The Case Management Conference currently scheduled for September 3, 2010 at 10:30 a.m. is hereby vacated.

Date: August 27, 2010


UNITED STATES DISTRICT COURT JUDGE