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6 Attorneys for Plaintiffs

7  
8 UNITED STATES DISTRICT COURT

9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 BAY AREA PAINTERS AND TAPERS  
 11 PENSION TRUST FUND, et al.,  
 12 Plaintiffs,  
 13 v.  
 14 INTERIOR PARTITIONS, INC., a California  
 Corporation, and JOHN HENRY KOOGLE, an  
 15 individual;  
 16 Defendants.

Case No: C10-0851 JSW

**PLAINTIFFS' CASE MANAGEMENT  
CONFERENCE STATEMENT and  
REQUEST TO CONTINUE CASE  
MANAGEMENT CONFERENCE;  
[PROPOSED] ORDER THEREON**

Date: June 18, 2010  
 Time: 1:30 p.m.  
 Ctrm: 11, 19th Floor  
 Judge: The Honorable Jeffrey S. White

18 Plaintiffs herein respectfully submit their Case Management Statement, requesting that the  
19 Case Management Conference, currently on calendar for June 18, 2010, be continued for  
20 approximately 60 days.

21 1. As the Court's records will reflect, the Complaint in this action was filed on March  
22 1, 2010, and an Amended Complaint was filed on March 17, 2010 adding John Henry Koogle as  
23 an individual Defendant.

24 2. Defendant Interior Partitions, Inc. was served by mail on March 26, 2010, with the  
25 Amended Summons, Amended Complaint and related documents, following three attempts at  
26 service on the corporate defendant. A Proof of Service and Declaration re Diligence was filed with  
27 the Court on April 1, 2010.

1           3.       Defendant John Henry Koogle. was also served by mail on March 26, 2010, with  
2 the Amended Summons, Amended Complaint and related documents, following three attempts at  
3 service on the individual defendant. A Proof of Service and Declaration re Diligence was filed  
4 with the Court on May 6, 2010.

5           4.       The Clerk entered the default of Defendant Interior Partitions, Inc. on May 19,  
6 2010.

7           5.       On May 27, 2010, Plaintiffs filed a Notice of Automatic Stay Under 11 U.S.C.  
8 Section 362 as to Defendant John Henry Koogle only, pursuant to that individual Defendant's  
9 bankruptcy filing on May 13, 2010. Accordingly, at this time Plaintiffs' action will proceed  
10 against Defendant Interior Partitions, Inc. only.

11           6.       Plaintiffs anticipate filing their Motion for Default Judgment against the corporate  
12 Defendant within three to four weeks. Accordingly, Plaintiffs respectfully request that the Case  
13 Management Conference, currently scheduled for June 18, 2010, be continued to either coincide  
14 with the date set for the Motion; or continued for 60 days to allow disposition of the Motion; or  
15 vacated entirely.

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1 7. There are no issues that need to be addressed by the parties at the currently  
2 scheduled Case Management Conference. In the interest of conserving costs as well as the Court's  
3 time and resources, Plaintiffs respectfully request that the Court continue the currently scheduled  
4 Case Management Conference.

5 I declare under penalty of perjury that I am the attorney for the Plaintiffs in the above  
6 entitled action, and that the foregoing is true of my own knowledge.

7 Executed this 8th day of June, 2010, at San Francisco, California.

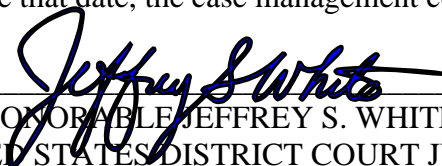
8 SALTZMAN & JOHNSON  
9 LAW CORPORATION

10 By: /s/Blake E. Williams  
11 Blake E. Williams  
12 Attorneys for Plaintiffs

13 IT IS SO ORDERED.

14 The currently set Case Management Conference is hereby continued to  
15 July 16, 2010 at 1:30 p.m., and all previously set deadlines and  
16 ~~dates related to this case are continued accordingly.~~  
If Plaintiffs file a motion for default judgment before that date, the case management conference  
shall be vacated.

17 Date: June 9, 2010

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THE HONORABLE JEFFREY S. WHITE  
UNITED STATES DISTRICT COURT JUDGE