

# JOHANSON BERENSON LLP

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November 10, 2010

**VIA ECF AND U.S. MAIL**

The Honorable Joseph C. Spero  
United States Magistrate Judge  
United States District Court for the  
Northern District of California  
450 Golden Gate Avenue  
San Francisco, California 94102

**Re: DKS Associates, et al. v. American Qualified Plans, Inc., et al.,  
Civil 10-01187 JCS**

Dear Judge Spero:

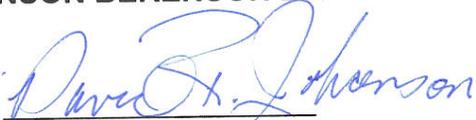
Our firm serves as counsel to DKS Associates in the above-referenced matter. I write to advise the Court that the Parties are in the process of finalizing their settlement of the above-referenced matter.

The Parties are required to file their Rule 26(f) Reports today. We respectfully request that the Court grant the Parties relief from that requirement and extend that deadline for 21 days so the Parties may finalize the settlement and so advise the Court.

Thank you for your consideration of our request.

Respectfully,

**JOHANSON BERENSON LLP**

By:   
David R. Johanson

*SR*

IT IS HEREBY ORDERED that the case management conference set for 11/19/10 at 1:30 PM, has been continued to 1/14/11 at 1:30 PM. A joint case management conference statement shall be filed by 1/7/11.

Dated: Nov. 16, 2010

Cc: Dennis G. Rolstad, Esquire  
Counsel for Defendants



Napa

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