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5 Attorneys for Plaintiff
 6 MARSHALL LOSKOT, an individual

7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA

9 MARSHALL LOSKOT, an individual,)
 10 Plaintiff,)
 11 v.)
 12)
 13 SAN BRUNO INN, a California Limited)
 Liability Partnership; and CAMINO)
 14 ROYALE INVESTMENT)
 CORPORATION, a California Corporation,)
 15 dba RAMADA LIMITED,)
 16 Defendants.)

CASE NO. CV-10-1294-JSW
SECOND EX PARTE APPLICATION FOR
ADDITIONAL TIME TO SERVE
DEFENDANT CAMINO ROYALE
INVESTMENT CORPORATION, a
California Corporation, dba RAMADA
LIMITED

Complaint filed: March 26, 2010

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 19 This action was filed on March 26, 2010. Pursuant to General Order 56 and Civil Local
 20 Rule 7-11, plaintiff was to have defendants served on or before May 25, 2010.

21 The defendants to this action are SAN BRUNO INN, a California Limited Liability
 22 Partnership; and CAMINO ROYALE INVESTMENT CORPORATION, a California
 23 Corporation, dba RAMADA LIMITED.

24 Defendant SAN BRUNO INN, a California Limited Liability Partnership has been served
 25 with the summons and complaint and filed its answer to plaintiff's complaint on June 14, 2010.

26 Prior to the filing of the complaint, defense counsel Marty Orlick corresponded with
 27 plaintiff MARSHALL LOSKOT on behalf of defendants in the above-referenced case.

1 On April 22, 2010, counsel for the plaintiff wrote to defense counsel Marty Orlick
2 requesting that he accept service on behalf of all defendants which included the summons,
3 complaint and the notice of acknowledgment receipt. Attached hereto as Exhibit "A" is the face
4 sheet of the letter dated April 22, 2010 and the notice of acknowledge receipt that was sent from
5 plaintiff's counsel.

6 On or about May 12, 2010, plaintiff's counsel received the signed notice of
7 acknowledgment receipt from defense counsel. Attached hereto as "Exhibit "B" is the signed
8 notice of acknowledgment receipt.

9 On May 13, 2010, plaintiff's counsel filed the notice of acknowledgment receipt.
10 However, on June 11, 2010, plaintiff's counsel office wrote to defense counsel inquiring about
11 defendants SAN BRUNO INN, a California Limited Liability Partnership; and CAMINO
12 ROYALE INVESTMENT CORPORATION, a California Corporation, dba RAMADA
13 LIMITED response to plaintiff's complaint and learned that defense counsel, Marty Orlick only
14 represents defendant SAN BRUNO INN, a California Limited Liability Partnership and does not
15 represent defendant CAMINO ROYALE INVESTMENT CORPORATION, a California
16 Corporation, dba RAMADA LIMITED. Attached hereto as Exhibit "C" is the email dated June
17 11, 2010, sent to defense counsel Marty Orlick.

18 Plaintiff's attorney, Thomas E. Frankovich was under the impression that defense counsel
19 Marty Orlick would be representing all defendants in the above-referenced case. It was simply a
20 misunderstanding between the parties.

1 In light of the above, plaintiff MARSHALL LOSKOT respectfully request for an
2 extension of time to complete service on defendant CAMINO ROYALE INVESTMENT
3 CORPORATION, a California Corporation, dba RAMADA LIMITED and requests that the last
4 day for plaintiff to complete service on defendant CAMINO ROYALE INVESTMENT
5 CORPORATION, a California Corporation, dba RAMADA LIMITED be continued for a period
6 of 60-days to allow plaintiff time to either succeed at or exhaust his service efforts, and
7 presuming that service is accomplished, to allow defendant CAMINO ROYALE INVESTMENT
8 CORPORATION, a California Corporation, dba RAMADA LIMITED time to file a responsive
9 pleading.

10 Plaintiff would also request that the last day for the parties and counsel to conduct a joint
11 inspection of the premises be continued from July 6, 2010 to September 7, 2010, in order to give
12 all parties sufficient time to be served, appear, and meaningfully participate in the joint
13 inspection.

14 Respectfully submitted,

15 Dated: July 12, 2010

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

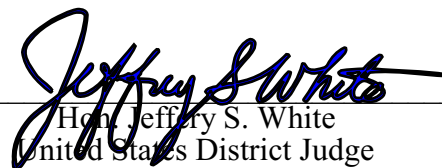
17 By: /s/Thomas E. Frankovich

Thomas E. Frankovich
Attorneys for Plaintiff MARSHALL LOSKOT, an
18 individual

19 **ORDER**

20 IT IS SO ORDERED that plaintiff has an additional sixty (60) days from the date of this
21 Order to serve defendant CAMINO ROYALE INVESTMENT CORPORATION, a California
22 Corporation, dba RAMADA LIMITED. IT IS FURTHER ORDERED that the last day for the
23 parties to conduct the joint inspection of the premises be continued up to and including
24 September 7, 2010.

25
26 Dated: July 20, 2010



Hon. Jeffrey S. White
United States District Judge