

1 THOMAS E. FRANKOVICH (State Bar No. 074414)  
2 THOMAS E. FRANKOVICH,  
3 *A Professional Law Corporation*  
4 4328 Redwood Hwy., Suite 300  
5 San Rafael, CA 94903  
6 Telephone: 415/674-8600  
7 Facsimile: 415/674-9900

8 Attorneys for Plaintiff  
9 CRAIG YATES, an individual

10 **UNITED STATES DISTRICT COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**

12 CRAIG YATES, an individual,  
13 Plaintiff,

14 v.

15 PHO CLEMENT RESTAURANT;  
16 ROBERTO TIM-HUNG LEONG (a.k.a.  
17 ROBERTO LEON) and MARIA LEE  
18 LEONG (a.k.a. MARIA LEON), As  
19 Trustees, OF THE ROBERTO TIM-HUNG  
20 LEONG AND MARIA LEE LEONG  
21 REVOCABLE TRUST DATED MARCH  
22 21, 2000; and QUANG B. TRAN, an  
23 individual dba PHO CLEMENT  
24 RESTAURANT,

25 Defendants.

**CASE NO. CV-10-1410-BZ**

**STIPULATION RE CONTINUING  
DEADLINE FOR THE PARTIES TO  
CONDUCT THE JOINT SITE  
INSPECTION; AND [PROPOSED] ORDER  
THEREON**

26 Plaintiff CRAIG YATES and defendants ROBERTO TIM-HUNG LEONG (a.k.a.  
27 ROBERTO LEON) and MARIA LEE LEONG (a.k.a. MARIA LEON), As Trustees, OF THE  
28 ROBERTO TIM-HUNG LEONG AND MARIA LEE LEONG REVOCABLE TRUST DATED  
MARCH 21, 2000; and QUANG B. TRAN, an individual dba PHO CLEMENT  
RESTAURANT, by and through their respective counsel, respectfully request and stipulate, as  
follows:

1. **Whereas**, all defendants have answered plaintiff's complaint;

**STIPULATION RE CONTINUING DEADLINE FOR THE PARTIES TO CONDUCT THE JOINT SITE INSPECTION AND  
[PROPOSED] ORDER THEREON**

CV-10-1410-BZ

1           2.       **Whereas**, due to scheduling conflicts the parties were unable to conduct the  
2 joint site inspection of the premises by July 12, 2010, as Ordered by General Order 56, ¶3,4;

3           3.       **Whereas**, in light of the above, plaintiff CRAIG YATES and defendants  
4 ROBERTO TIM-HUNG LEONG (a.k.a. ROBERTO LEON) and MARIA LEE LEONG (a.k.a.  
5 MARIA LEON), As Trustees, OF THE ROBERTO TIM-HUNG LEONG AND MARIA LEE  
6 LEONG REVOCABLE TRUST DATED MARCH 21, 2000; and QUANG B. TRAN, an  
7 individual dba PHO CLEMENT RESTAURANT agree, stipulate and respectfully request that  
8 the last day for the parties and counsel to conduct the joint inspection of the premises be  
9 continued up to and including August 19, 2010; and

10          4.       **IT IS SO STIPULATED.**

11 Respectfully submitted,

12 Dated: August 2, 2010

THOMAS E. FRANKOVICH, Esq.

*A PROFESSIONAL LAW CORPORATION*

15 By: \_\_\_\_\_/s/\_\_\_\_\_

16 Thomas E. Frankovich

Attorneys for Plaintiff CRAIG YATES, an individual

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

**STIPULATION RE CONTINUING DEADLINE FOR THE PARTIES TO CONDUCT THE JOINT SITE INSPECTION AND  
[PROPOSED] ORDER THEREON**

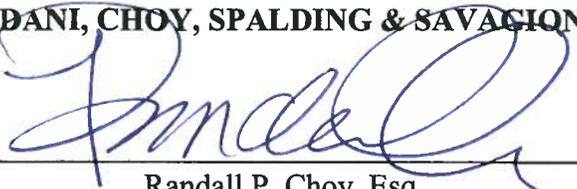
CV-10-1410-BZ

1 Dated: 8/2, 2010

RANDALL P. CHOY, Esq.

2 **HEBANI, CHOY, SPALDING & SAVAGIONE,**

3  
4 By: \_\_\_\_\_



Randall P. Choy, Esq.

5  
6 Attorneys for Defendants ROBERTO TIM-HUNG LEONG  
7 (a.k.a. ROBERTO LEON) and MARIA LEE LEONG  
8 (a.k.a. MARIA LEON), As Trustees, OF THE ROBERTO  
9 TIM-HUNG LEONG AND MARIA LEE LEONG  
10 REVOCABLE TRUST DATED MARCH 21, 2000; and  
11 QUANG B. TRAN, an individual dba PHO CLEMENT  
12 RESTAURANT

13  
14 **ORDER**

15 **IT IS SO ORDERED** that the last day for the parties and counsel to conduct the joint  
16 site inspection of the premises be continued up to and including August 19, 2010.

17  
18 Dated: August 3, 2010



19 \_\_\_\_\_  
Honorable Bernard Zimmerman

20 United States Magistrate Judge