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 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 BOARD OF TRUSTEES OF THE
 LABORERS HEALTH AND WELFARE
 11 TRUST FUND FOR NORTHERN
 CALIFORNIA; BOARD OF TRUSTEES OF
 12 THE LABORERS VACATION-HOLIDAY
 TRUST FUND FOR NORTHERN
 13 CALIFORNIA; BOARD OF TRUSTEES OF
 THE LABORERS PENSION TRUST FUND
 14 FOR NORTHERN CALIFORNIA; and
 BOARD OF TRUSTEES OF THE
 15 LABORERS TRAINING AND RETRAINING
 TRUST FUND FOR NORTHERN
 16 CALIFORNIA,

Case No.: CV 10 2002 JL

**STATEMENT IN LIEU OF CASE
 MANAGEMENT STATEMENT; ORDER
 THEREON**

Date: October 6, 2010
Time: 10:30 a.m.
Ctroom: F, 15th Floor
Hon. James Larson

17 Plaintiffs,

18 v.

19 ELADIO PEREZ dba E & F DEMOLITION,

20 Defendant.

21
 22 Plaintiffs Laborers Trust Funds filed their First Amended Complaint against Eladio
 23 Perez dba E & F Demolition on May 24, 2010. Defendant Perez was served with the First
 24 Amended Complaint on May 26, 2010. A responsive pleading was due on or before June 15,
 25 2010. Plaintiffs attempted to resolve this matter informally, allowing Defendant an additional
 26 30 days to respond to the Complaint (per Court Order executed on June 24, 2010).

1 On July 29, 2010, Plaintiffs filed their Second Amended Complaint. Defendant was
2 served the same day, July 29. Once again, Plaintiffs attempted to informally settle this matter
3 with Defendant. However, Defendant has broken off settlement discussions.

4 No responsive pleading has been filed. Plaintiffs will proceed in default. Plaintiffs will
5 have their motion for default judgment on file with this Court within the next 45 days.

6 Based on the above, Plaintiffs respectfully request that the Case Management
7 Conference be continued for 45 days.

8 DATED: October 4, 2010

9 BULLIVANT HOUSER BAILEY PC

10
11 By 
12 Ronald L. Richman
Susan J. Olson

13 Attorneys for Plaintiffs

14 **ORDER**

15 Pursuant to Plaintiffs' request and good cause appearing:

16 IT IS HEREBY ORDERED that the Case Management Conference be continued to
17 December 15, 2010, Courtroom F, 15th Floor at 10:30 a.m. If a motion for default
18 judgment is filed on or before this date, the Case Management Conference shall be vacated.

19 DATED: October 4, 2010

20
21 By 
22 HON. JAMES LARSON
23 UNITED STATES MAGISTRATE JUDGE

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