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6 Attorneys for Plaintiffs

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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,

17 Plaintiffs,

18 v.

19 ELADIO PEREZ dba E & F DEMOLITION,

20 Defendant.

Case No.: CV 10 2002 JL

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

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

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).

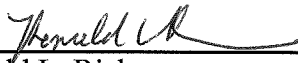
1 On July 29, 2010, Plaintiffs filed their Second Amended Complaint. Defendant was
2 served the same day, July 29. Once again, Plaintiffs attempted to informally settle this matter
3 with Defendant. Defendant broke off settlement discussions.

4 No responsive pleading has been filed. Plaintiffs will proceed in default. However,
5 Plaintiffs recently recovered \$50,000 and additional monies may be recovered which will be
6 applied to the outstanding debt.

7 Based on the above, Plaintiffs respectfully request that the Case Management
8 Conference be continued for 30 days. Within 30 days, if no further funds are recovered,
9 Plaintiffs will file their Motion for Default Judgment.

10 DATED: December 7, 2010

11 BULLIVANT HOUSER BAILEY PC

12
13 By 
14 Ronald L. Richman
Susan J. Olson

15 Attorneys for Plaintiffs

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17 **ORDER**

18 Pursuant to Plaintiffs' request and good cause appearing:

19 IT IS HEREBY ORDERED that the Case Management Conference be continued to
20 January 19, 2011, Courtroom F, 15th Floor at 10:30 a.m. If a motion for default
21 judgment is filed on or before this date, the Case Management Conference shall be vacated.

22 DATED: December 8, 2010

23 By 
24 HON. JAMES LARSON
25 UNITED STATES MAGISTRATE JUDGE

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