

1 MCDOWALL COTTER, APC
 2 David S. Rosenbaum, Esquire (Cal. SBN 151506)
 2070 Pioneer Court
 3 San Mateo, CA 94403
 Telephone: (650) 572-7933
 4 Facsimile: (650) 572-0834
 drosenbaum@mcclawyers.net

5 THE BAYNE LAW GROUP LLC
 Andrew J. Bayne, Esquire (AB-1142)
 6 230 Park Avenue, Suite 1000
 New York, NY 10169
 7 Telephone: (212) 679-2205
 Facsimile: (212) 679-2208
 8 abayne@baynelaw.com
Associated Counsel

9 Attorneys for Plaintiff, Delegat's Wine Estate Limited

10
 11 **UNITED STATES DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA-SAN FRANCISCO DIVISION

12 DELEGAT'S WINE ESTATE LIMITED

13 Plaintiff(s),

14 v.

15 AMERICAN WINE DISTRIBUTORS, INC. and
 16 MICHAEL DENNY, individually,

17 Defendant(s),

Civil Action No. C-10-02215 BZ

AMENDED ORDER

**ADMINISTRATIVE MOTION BY
 PLAINTIFF FOR PERMISSION TO
 APPEAR AT PRETRIAL
 CONFERENCE VIA TELEPHONE**

18 Plaintiff, Delegat's Wine Estate Limited ("Delegat's"), respectfully submits the within
 19 administrative motion for permission for Plaintiff's counsel admitted pro hac vice, Andrew J.
 20 Bayne, to appear telephonically at the additional Pretrial Conference scheduled for Wednesday,
 21 February 8, 2012 at 2:00pm in Courtroom D before the United States District Court 15th Floor,
 22 Federal Building, 450 Golden Gate Avenue, San Francisco, California 94102. (Docket #100).

23 Plaintiff makes this administrative motion before this Honorable Court at this time to seek to
 24 limit additional travel time and expenses for Plaintiff unless the Court deems them necessary for the

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25 Plaintiff's Administrative Motion to
 Appear by Telephone
 1-cv-02215-BZ

Delegat's Wine Estate Limited v.
 American Wine Distributors, Inc. et al.

1 efficient administration of justice in this matter. In anticipation of commencement of trial
2 scheduled on February 13, 2012, and for courtroom preparation on Friday, February 10, 2012 as
3 instructed by this Court, Plaintiff's counsel has made travel and accommodation arrangements to
4 arrive in San Francisco, California in the evening of Thursday, February 9, 2012.

5 Additionally, in anticipation of the trial schedule, and following the recent pretrial filing
6 deadlines, Plaintiff's counsel has calendared other client matters pending at The Bayne Law Group
7 LLC to be addressed at his office on February 7 and February 8; both of which days would become
8 additional out-of-office unplanned travel days in order to insure prompt attendance by counsel at the
9 February 8, 2012 conference before this Court. Removing these days from Plaintiff's counsel's
10 general practice will be problematic for both counsel and those engaged clients for whom certain
11 legal services have been committed.

12 To date, Plaintiff has endeavored to provide this Honorable Court with a thorough and
13 timely pretrial presentation and recognizes the Court's concern for another Pretrial Conference
14 following the latest submissions. Respectfully, Plaintiff's counsel requests the opportunity to
15 address the Court's concerns by telephone if at all practicable.

16 Plaintiff's counsel seeks the Court's guidance and consideration in this matter to avoid
17 making changes to the scheduled travel arrangements if telephonic appearance would suffice on
18 Plaintiff's part. Further, if required, Plaintiff's local counsel will be able to appear in person while
19 Mr. Bayne appears by telephone at the Conference.

20 Accordingly, Plaintiff submits that if it is at all possible for him to participate in the
21 additional pretrial conference before this Honorable Court telephonically, this will provide the
22 benefit of counsel being in-office for the balance of February 8, should this Honorable Court require
23 any additional documentation to be generated by Plaintiff following the February 8 Conference.
24

1 Further, as stated, telephonic appearance would be very helpful in accommodating the various client
2 matters requiring counsel's in-office attention as well as.

3 For the foregoing reasons, Plaintiff respectfully requests that this Honorable Court grant
4 Plaintiff's administrative motion.

5 Respectfully submitted,

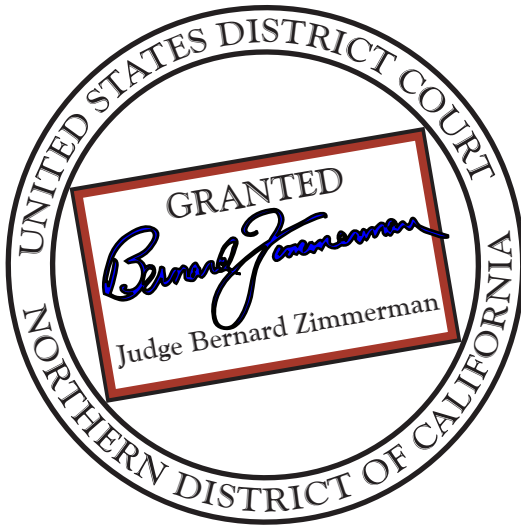
6 DATED: February 3, 2012

MCDOWALL COTTER, APC

7 By: David S. Rosenbaum /s/
8 David S. Rosenbaum, Esq.
9 Attorney for Plaintiff
Delegat's Wine Estate Limited

10 THE BAYNE LAW GROUP LLC

11 By: Andrew J. Bayne /s/
12 Andrew J. Bayne, Esq.
13 Attorney for Plaintiff
14 Delegat's Wine Estate Limited
15 *Admitted Pro Hac Vice*



16 DATED: 2/6/2012

17 Counsel shall contact
18 **CourtCall**, telephonic court
19 appearances at **1-888-882-6878**,
20 and make arrangements for the
21 telephonic conference call.