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5 Attorneys for Plaintiffs  
 APL CO. Pte., LTD. and  
 6 AMERICAN PRESIDENT LINES, LTD.

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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA

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14 APL CO. Pte., LTD., a corporation, and  
 AMERICAN PRESIDENT LINES, LTD., a  
 corporation,

15 Plaintiffs,

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17 v.

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18 J.R.J. ENTERPRISES, INC., a corporation,

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19 Defendant.

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Plaintiffs APL Co. Pte., Ltd. and American President Lines, Ltd. (collectively "APL")

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apply herein for an order taking the currently scheduled Case Management Conference in the

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above-entitled matter off the Court's calendar. The Case Management Conference is currently

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set for September 3, 2010 at 10:00 a.m. in Courtroom 1, 17<sup>th</sup> floor.

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No. CV 10 – 2253 SC

**APPLICATION AND ORDER TO  
 TAKE CASE MANAGEMENT  
 CONFERENCE OFF CALENDAR**

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The Honorable Samuel Conti

1 APL makes this application because the defendant, J.R.J. Enterprises, Inc., has been  
2 properly served, however, it has failed to answer or otherwise respond to the Complaint in the  
3 time allowed under the Federal Rules of Civil Procedure. APL intends to bring a Request for  
4 Default and a Motion for a Default Judgment, in order to collect what it claims it is owed.  
5 Such Request for Default and Motion for Default Judgment will be filed as of today's date, or  
6 at the latest, on August 27, 2010.  
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8 Accordingly, APL request that the Court take the Case Management Conference set for  
9 September 3, 2010 at 10:00 a.m. in this matter, off of the Court's calendar.  
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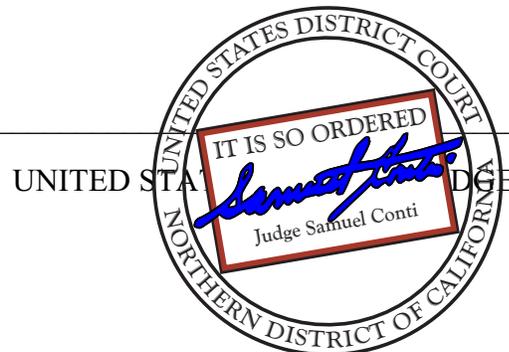
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12 DATED: August 26, 2010

13 LUCAS VALLEY LAW

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15 By: /s/ Mark K. de Langis  
16 Mark K. de Langis  
17 Attorneys for Plaintiff  
18 APL CO. Pte., LTD. and  
19 AMERICAN PRESIDENT LINES, LTD.  
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21 **IT IS SO ORDERED**

22  
23 Dated: August 27, 2010



1 PROOF OF SERVICE

2 I am a citizen of the United States, over 18 years of age, not a party to this action and  
3 employed in the County of Marin, California, at 2110 Elderberry Lane, San Rafael, California  
4 94903. I am readily familiar with the practice of this office for collection and processing of  
5 correspondence for mailing with the United States Postal Service and correspondence is  
6 deposited with the United States Postal Service that same day in the ordinary course of business.

7 Today I served the attached:

8 **APPLICATION AND ORDER TO TAKE CASE MANAGEMENT**  
9 **CONFERENCE OFF CALENDAR**

10 by causing a true and correct copy of the above to be placed in the United States Mail at San  
11 Rafael, California in sealed envelope(s) with postage prepaid, addressed as follows:

12 Jimmy Machuca  
13 President  
14 J.R.J. Enterprises, Inc.  
15 4-15 Kenneth Avenue  
Fairlawn, NJ 07410

16 I declare under penalty of perjury under the laws of the United States that the foregoing is  
17 true and correct and that this declaration was executed on August 26, 2010.

18  
19 /s/ Mark K. de Langis  
20 Mark K. de Langis