

1 Ronald L. Richman, SBN 139189
Susan J. Olson, SBN 152467
2 BULLIVANT HOUSER BAILEY PC
601 California Street, Suite 1800
3 San Francisco, California 94108
Telephone: 415.352.2700
4 Facsimile: 415.352.2701
E-Mail: ron.richman@bullivant.com
5 E-Mail: susan.olson@bullivant.com

6 Attorneys for Plaintiffs

7
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 CITY CEMENT, INC., a California
corporation,
20 Defendant.
21

Case No.: CV 10-2449 MEJ

**CASE MANAGEMENT CONFERENCE
STATEMENT; ORDER THEREON**

Date: September 9, 2010
Time: 10:00 a.m.
Ctroom: B, 15th Floor

22 Plaintiffs hereby provide the Court with the following Case Management Conference
23 Statement.


24 On June 3, 2010 Plaintiffs filed their Complaint for Damages for Breach of Collective
25 Bargaining Agreement, To Recover Unpaid Trust Fund Contributions, For Breach of Fiduciary
26 Duty and For A Mandatory Injunction ("Complaint"). Defendant Jose Francisco Vieira has
27 been voluntarily dismissed. Further, Plaintiffs' Third Cause of Action for Breach of Fiduciary
28 Duty has also been voluntarily dismissed.

1 Defendant City Cement, Inc. was served on July 8, 2010. City Cement, Inc. did not file
2 a responsive pleading. On August 27, 2010 Plaintiffs filed their Request For Clerk's Entry of
3 Default. Plaintiffs intend to proceed in this matter via default.

4 Based on the above, Plaintiffs respectfully request that this Court continue the Case
5 Management Conference for 60 days, allowing Plaintiff time to prepare and file a motion for
6 default judgment.

7 DATED: September 1, 2010

8 BULLIVANT HOUSER BAILEY PC

9
10 By 
11 Ronald L. Richman
12 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 November 18, 2010, Courtroom B, 15th Floor at 10:00 a.m.

18 DATED: September 2, 2010

19
20 By 
21 HON. MARIA-ELEN JAMES
22 UNITED STATES MAGISTRATE JUDGE

23
24
25 12791230.1