

1 Muriel B. Kaplan, Esq. (SBN 124607)  
 Blake E. Williams, Esq. (SBN 233158)  
 2 SALTZMAN & JOHNSON LAW CORPORATION  
 44 Montgomery Street, Suite 2110  
 3 San Francisco, CA 94104  
 (415) 882-7900  
 4 (415) 882-9287 – Facsimile  
[mkaplan@sjlawcorp.com](mailto:mkaplan@sjlawcorp.com)  
 5 [bwilliams@sjlawcorp.com](mailto:bwilliams@sjlawcorp.com)

6 Attorneys for Plaintiffs

7

8

UNITED STATES DISTRICT COURT

9

FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 F.G. CROSTHWAITE and RUSSELL E.  
 BURNS, in their respective capacities as  
 11 Trustees, et al.,

12 Plaintiffs,

13 v.

14 JOHN CLARK BRISBIN, individually and *dba*  
 CONSTRUCTION DEVELOPMENT  
 15 SYSTEMS,

16 Defendant.

Case No.: C10-4266 WHA

**JOINT REQUEST TO CONTINUE CASE  
 MANAGEMENT CONFERENCE;  
 [PROPOSED] ORDER THEREON**

Date: December 16, 2010  
 Time: 11:00 a.m.  
 Location: 450 Golden Gate Avenue  
 San Francisco, CA  
 Courtroom: 9, 19<sup>th</sup> Floor  
 Judge: Honorable William H. Alsup

17

18 Plaintiffs and Defendants in the above-titled action jointly submit this Request to Continue  
 19 the Case Management Conference, based on the following:

20 1. This is an action by Plaintiff Trust Funds to compel Defendant’s compliance with  
 21 an audit required by a Collective Bargaining Agreement to which he is signatory, and by the Trust  
 22 Agreements incorporated therein.

23 2. Counsel for both parties recently met and conferred. At his request, Plaintiffs  
 24 provided Defendant’s counsel, Matthew W. Quall, Esq., with a copy of the letter sent previously  
 25 to Defendant, listing the records needed for an audit to be conducted.

26 3. Counsel for Plaintiffs and Defendant have discussed the scope of the audit and  
 27 compliance therewith by Defendant, with specific discussions regarding the scope and parameters  
 28 of the audit.

1           4.       In an effort to keep fees and costs at a minimum, the parties respectfully request  
2 that the currently set Case Management Conference be continued for a short period (including the  
3 holiday periods) to January 13, 2011, to allow Defendant the opportunity to comply with the audit  
4 before litigation proceeds further.

5       Dated: December 9, 2010

SALTZMAN & JOHNSON  
LAW CORPORATION

6

7

By: \_\_\_\_\_ /S/  
Muriel B. Kaplan  
Attorneys for Plaintiffs

8

9

Dated: December 9, 2010

LANG, RICHERT & PATCH

10

11

By: \_\_\_\_\_ /S/  
Matthew W. Quall  
Attorneys for Defendant

12

13

IT IS SO ORDERED.

14

15

The currently set Case Management Conference is hereby continued to January 13, 2011 at  
11:00 a.m., and all previously set deadlines and dates related to this case are ~~vacated, to be reset at~~  
extended accordingly.  
that Conference.

16

17

18

Date: December 14, 2010. \_\_\_\_\_

19

20

21

22

23

24

25

26

27

28

