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18 Attorneys for Plaintiffs

19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA

21 F.G. CROSTHWAITE and RUSSELL E.
 22 BURNS, in their respective capacities as
 23 Trustees, et al.,

24 Plaintiffs,

25 v.

26 JOHN CLARK BRISBIN, individually and
 27 dba CONSTRUCTION DEVELOPMENT
 28 SYSTEMS,

29 Defendant.

Case No. 10-cv-04266-WHA

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

Date: May 12, 2011
 Time: 3:00 p.m.
 Location: 450 Golden Gate Avenue
 San Francisco, CA
 Courtroom: 9, 19th Floor
 Judge: Honorable William H. Alsup

30 Plaintiffs and Defendant in the above-entitled action jointly submit this Request to Continue
 31 the Case Management Conference, based on the following:

32 1. This is an action by Plaintiff Trust Funds to compel Defendant's compliance with,
 33 and payment of amounts found due, if any, on an audit required by a Collective Bargaining
 34 Agreement to which he is signatory, and by the Trust Agreements incorporated therein.

35 2. Counsel for both parties previously met and conferred, and the requested audit has
 36 now been conducted. Thereafter, on March 15, 2011, a report detailing the amounts found due in

1 the audit was mailed to Defendant, allowing 30 days for Defendant to make payment, or contest the
2 findings.

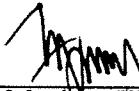
3 3. The parties have agreed upon a settlement sum, which will be paid no later than
4 May 20, 2011.

5 4. In order to allow time for the settlement sum to be paid and settlement effectuated,
6 both parties respectfully request that the Case Management Conference, currently scheduled for
7 May 12, 2011, be continued to allow for resolution of this matter.

8 5. There are no issues that need to be addressed by the parties at the currently scheduled
9 Case Management Conference. In the interest of conserving costs as well as the Court's time and
10 resources, the parties respectfully request that the Court continue the currently scheduled Case
11 Management Conference to June 2, 2011.

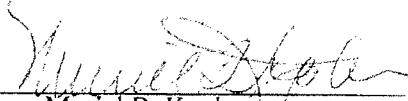
12 Dated: May 5, 2011

13 LANG, RICHERT & PATCH, P.C.

14
15 By 
16 Matthew W. Quall
Attorneys for Defendant

17 Dated: May 5, 2011

18 SALTZMAN & JOHNSON
19 LAW CORPORATION

20 By 
21 Muriel B. Kaplan
22 Attorneys for Plaintiffs

23 IT IS SO ORDERED.

May 26, 2011

24 The currently set Case Management Conference is hereby continued to ~~June 2, 2011~~, and
25 all previously set deadlines related to this case are vacated, to be reset at that Conference.

26 Date: May 6, 2011

27 _____
United States District Court Judge

