

1 ANTHONY R. STRAUSS (SBN 72842)
2 STRAUSS LAW GROUP, A.P.C.
3 121 N. Fir St., Suite F
4 Ventura, California 93001
5 (805) 641-9992 (phone)
6 (805) 641-9993 (fax)
7 ars@strausslawgroup.com

8 Attorneys for Plaintiff
9 ORNELLA AKPLOGAN

10 ROBERT S. NELSON (SBN 220984)
11 NELSON LAW GROUP
12 900 Cherry Avenue, Suite 300
13 San Bruno, CA 94066
14 (650) 794-2760 (phone)
15 (650) 794-2761 (fax)
16 rnelson@nelsonlawgroup.net

17 Attorneys for Defendant
18 XCELTECH, INC.

19 IN THE UNITED STATES DISTRICT COURT
20 FOR THE NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION

22 ORNELLA AKPLOGAN, an individual,
23 Plaintiff,
24 vs.
25 XCELTECH, INC., a West Virginia
26 Corporation; and DOES 1 through 10, inclusive,
27 Defendants.

) No. CV 104598 JL
)
) Assignment: Honorable James Larson
) U.S. Magistrate Judge
) Courtroom F, 15th Floor

) **JOINT SUPPLEMENTAL CASE**
) **MANAGEMENT STATEMENT AND**
) **REQUEST FOR TELEPHONIC**
) **APPEARANCE**

) **DATE: May 25, 2011**
) **TIME: 10:30 a.m.**
) **DEPT.: F**

1 Pursuant to Civil L.R. 16-10(d), the parties to the above-entitled action certify that they
2 met and conferred at least 10 days prior to the subsequent case management conference
3 scheduled in this case and jointly submit this Supplemental Case Management Statement and
4 request the Court to adopt it as a Supplemental Case Management Order in this case.

5 **DESCRIPTION OF SUBSEQUENT CASE DEVELOPMENTS**

6
7 1. The following progress or changes have occurred since the last case
8 management statement filed by the parties:

9 The Court assigned Sue J. Stott as mediator. Mediation took place in her office on May
10 10, 2011. Settlement was not reached.

11 The parties made their Rule 26 Disclosures. Counsel for Plaintiff has informed counsel
12 for Defendant that based upon the Disclosures and other information learned subsequent to the
13 filing of the Complaint, Plaintiff intends to amend her Complaint to add claims for relief based
14 upon fraud and misrepresentation, violation of California Labor Code section 970, and add
15 additional factual bases for the claims made. Plaintiff will file her Motion for Leave to file her
16 First Amended Complaint no later than June 1, 2011.

17 2. The parties jointly request the Court to make the following Supplemental
18 Case Management Order: None.

19
20 **JOINT REQUEST FOR TELEPHONIC APPEARANCE**

21 The undersigned Anthony R. Strauss, Counsel for Plaintiff Ornella Akplogan, maintains
22 his office in Ventura, California. Request is hereby made to be able to attend the Further Case
23 Management Conference by telephone. **Mr. Strauss' direct line is 805 641.9995 x 101.**

24
25 Dated: May 17, 2011

STRAUSS LAW GROUP, A.P.C.

26
27 By: _____ /S/ _____

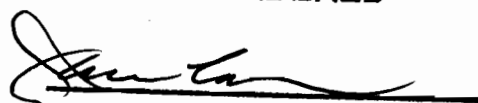
Anthony R. Strauss
Attorneys for ORNELLA AKPLOGAN

1
2 Dated: May 17, 2011

NELSON LAW GROUP

3
4 By: _____/S/_____
5 ROBERT S. NELSON
6 Attorneys for XCELTECH, INC.

7
8
9 SO ORDERED

10 
11 _____
12 JAMES LARSON
13 U.S. MAGISTRATE JUDGE