

E-Filed 3/4/11

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6 **Attorneys for Plaintiff**
 7 **J & J Sports Productions, Inc.**

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN FRANCISCO DIVISION**

11 **J & J SPORTS PRODUCTIONS, INC.,**

CASE NO. 4:10-cv-05121-RS

12 **Plaintiff,**

PLAINTIFF'S EX PARTE
APPLICATION FOR AN ORDER
CONTINUING CASE MANAGEMENT
CONFERENCE AND EXTENDING
TIME TO COMPLETE SERVICE; AND
ORDER (Proposed)

13 **v.**

14 **ROSAURO R. SOLIONGCO, et al.**

15 **Defendant.**
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17 **TO THE HONORABLE RICHARD SEEBORG, THE DEFENDANT/S AND HIS**
 18 **ATTORNEY/S OF RECORD:**

19 Plaintiff J & J Sports Productions, Inc., hereby applies ex parte for an order continuing the Case
 20 Management Conference presently set for Thursday, March 10, 2011 at 10:00 AM. As set forth
 21 below Plaintiff respectfully requests that the Court continue the Case Management Conference and
 22 extend the time to complete service to a new date approximately Thirty (30) to Forty-Five (45) days
 23 forward.

24 The request for the brief continuance is necessitated by the fact that Plaintiff has not yet
 25 perfected service of the initiating suit papers upon the Defendant Rosauro R. Soliongco individually
 26 and d/b/a Tipanan. As a result, Plaintiff's counsel has not conferred with the defendant concerning
 27 the claims, discovery, settlement, ADR or any of the other pertinent issues involving the case itself
 28 or the preparation of a Case Management Conference Statement.

PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER CONTINUING
CASE MANAGEMENT CONFERENCE AND EXTENDING TIME TO
COMPLETE SERVICE; AND ORDER (Proposed)
CASE NO. 4:10-cv-05121-RS

1 Plaintiff recently identified an alternative address that it believes will be successful to serve
2 its initiating suit papers, upon the Defendant.

3 **WHEREFORE**, Plaintiff respectfully requests that this Honorable Court continue the Case
4 Management Conference, presently scheduled for Thursday, March 10, 2011 at 10:00 AM and permit
5 an additional Thirty (30) to Forty-Five (45) days from today's date to effectuate service of the
6 Summons and Complaint filed in this matter, or to file a motion for service by publication, or in the
7 alternative, a Notice of Voluntary Dismissal as to Defendant.

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Respectfully submitted,

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Dated: March 3, 2011

/s/ Thomas P. Riley

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LAW OFFICES OF THOMAS P. RILEY, P.C.

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By: Thomas P. Riley

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Attorneys for Plaintiff

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J & J Sports Productions, Inc.

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1 **ORDER (Proposed)**

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3 It is hereby ordered that the Case Management Conference in civil action number 4:10-cv-05121-
4 RS styled J & J Sports Productions, Inc. v. Rosauero R. Soliongco, et al., is hereby continued from
5 10:00 AM, Thursday, March 10, 2011 to May 26, 2011 at 10:00 a.m.

6 Plaintiff is granted an additional Thirty (30) to Forty-Five (45) days from today's date to
7 effectuate service of the Summons and Complaint filed in this matter, or to file a motion for service
8 by publication, or in the alternative, a Notice of Voluntary Dismissal as to defendant Rosauero R.
9 Soliongco individually and d/b/a Tipanan, where service has not been made or service by publication
10 requested.

11 Plaintiff shall serve a copy of this Order on the Defendant and thereafter file a Certification of
12 Service of this Order with the Clerk of the Court.

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15 **IT IS SO ORDERED:**

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18 Dated: 3/4/11

19 **THE HONORABLE RICHARD SEEBORG**
20 **United States District Court**
21 **Northern District of California**

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