provided that, if Defendant did not begin compliance within this 21 day period, or complete compliance within 60 days thereafter, Defendant and its president, Mr. Jenson, would be subject to a

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fine of \$100 per day thereafter until such a time as the contempt is purged. Service of the May 22, 2013 order was effected on Defendant on May 25, 2013. (See, docket nos. 53 & 54 herein.)

The August 31, 2012 partial judgment enjoins Defendant to "produce its books and records for the period of January 2006 through August 2010 so that Plaintiffs may conduct a review and audit of said records." The deadline for Defendant to complete its compliance was yesterday, August 14, 2013. To date, Plaintiffs have received no documents from Defendant in response to the August 31, 2012 partial judgment. (See Declaration of Donna L. Kirchner, filed herewith.) And Plaintiffs have received no communications from Defendant since before the motion for contempt. (Id.)

Pursuant to the Court's May 22, 2013 order, the civil contempt sanction of \$100 per day begins running today. Plaintiffs intend to file a motion with the court for a further partial judgment for the contempt sanctions that will have accrued as of the date of the order on the motion, as well as increased sanctions going forward and a more definite deadline for compliance before issuance of a body attachment order. Because Defendant had until yesterday to comply with the May 22, 2013 order, Plaintiffs have not yet prepared the motion. Plaintiffs propose filing the motion by the end of August for a hearing date in early October. Plaintiffs will have the motion personally served on both Defendant and its President, Scott Jenson.

Based on the foregoing, Plaintiffs respectfully request that the case management conference be continued to a date on or after November 21, 2013.

Dated: August 15, 2013

KRAW & KRAW

Donna L. Kirchner, Esq. Counsel for Plaintiffs

IT IS SO ORDERED that the Further CMC is rescheduled for December 5, 2013 at 10

An updated joint CMC statement shall be filed by 11/27/13

Edward M. Chen

United States District Judge

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