

1 Muriel B. Kaplan, Esq. (SBN 124607)  
 Michele R. Stafford, Esq. (SBN 172509)  
 2 SALTZMAN & JOHNSON LAW CORPORATION  
 44 Montgomery Street, Suite 2110  
 3 San Francisco, CA 94104  
 (415) 882-7900 – Telephone  
 4 (415) 882-9287 – Facsimile  
 mkaplan@sjlawcorp.com  
 5 mstafford@sjlawcorp.com

6 Attorney for Plaintiffs

7  
 8 UNITED STATES DISTRICT COURT  
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 BAY AREA PAINTERS AND TAPERS  
 PENSION TRUST FUND, et al.,

11 Plaintiffs,

12 v.

13 AIC PAINTING CORPORATION, a California  
 14 Corporation; MARK DALE BOHN,  
 Individually and *dba* AIC PAINTING,

15 Defendants.

Case No: C11-0418 SI

**JOINT REQUEST FOR CONTINUANCE  
 OF CASE MANAGEMENT  
 CONFERENCE and JOINT CASE  
 MANAGEMENT STATEMENT;  
 [PROPOSED] ORDER THEREON**

Date: December 9, 2011

Time: 3:00 p.m.

Ctrm: 10, 19<sup>th</sup> Floor

Judge: The Honorable Susan Illston

18 The parties herein respectfully submit their Joint Case Management Statement and joint  
 19 request to continue the Case Management Conference, currently on calendar for December 9,  
 20 2011, for approximately 30 days.

21 1. As the Court’s records will reflect, a Complaint this action was filed on January 28,  
 22 2011, to compel Defendants’ compliance with their obligations under the Collective Bargaining  
 23 Agreement to which they are signatory.

24 2. On two previous occasions, Defendants requested a payment plan to satisfy the  
 25 amounts due, and on each occasion, Plaintiffs drafted such agreements which Defendants  
 26 ultimately did not sign.

27 3. After a long hiatus in communication, Defendants’ counsel recently made a  
 28

1 settlement proposal which was reviewed by Plaintiffs. Plaintiffs provided a counter proposal and  
2 are waiting for Defendants' response thereto.

3 4. There are no issues that need to be addressed at the currently scheduled Case  
4 Management Conference. In the interest of conserving costs as well as the Court's time and  
5 resources, the parties respectfully request that the Case Management Conference, currently  
6 scheduled for December 9, 2011, be continued for approximately 30 days to allow the parties to  
7 attempt settlement with the goal of resolving this matter without the further intervention of the  
8 Court, and for the preparation, review, and execution of a Judgment Pursuant to Stipulation if an  
9 agreement is reached. If an agreement is not reached and filed with the Court within that time,  
10 Plaintiffs will immediately proceed with preparation and filing of a Motion for Summary  
11 Judgment.

12 Respectfully submitted,

13 Dated: November 29, 2011

**SALTZMAN & JOHNSON  
LAW CORPORATION**

14  
15 By: /S/Michele R. Stafford  
16 Michele R. Stafford  
17 Attorneys for Plaintiffs

18 Dated: November 29, 2011


**DC LAW**

19 /S/Dawna Cilluffo  
20 Dawna Cilluffo  
21 Attorneys for Defendants

22 IT IS SO ORDERED.

23 Based on the foregoing, and GOOD CAUSE APPEARING, the currently set Case  
24 Management Conference is hereby continued to 1/20/12.

25  
26 Date: 11/29/11

  
\_\_\_\_\_  
THE HONORABLE SUSAN ILLSTON  
UNITED STATES DISTRICT COURT JUDGE

28