

1 RICHARD C. JOHNSON (SBN 40881)
 KIMBERLY A. HANCOCK (SBN 205567)
 2 SALTZMAN & JOHNSON LAW CORPORATION
 44 Montgomery Street, Suite 2110
 3 San Francisco, CA 94104
 (415) 882-7900
 4 (415) 882-9287 – Facsimile
 djohnson@sjlawcorp.com
 5 khancock@sjlawcorp.com

6 Attorneys for Plaintiffs

7 UNITED STATES DISTRICT COURT
 8 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 9 (SAN FRANCISCO)

10 NORTHERN CALIFORNIA GLAZIERS
 PENSION TRUST FUND; DOUGLAS
 11 CHRISTOPHER, Trustee; and JOHN
 MAGGIORE, Trustee,
 12
 Plaintiffs,
 13 v.
 14 HOLLIS GLASS, INC., a California
 corporation; HOLLIS GLASS COMPANY, a
 15 general partnership; THE HOLLIS
 EQUIPMENT FAMILY LIMITED
 16 PARTNERSHIP, a California limited
 partnership; JOHN PAUL HOLLIS,
 17 individually, as partner of Hollis Glass
 Company and as general partner of The Hollis
 18 Equipment Family Limited Partnership; and
 DOES 1-10,
 19
 Defendants.
 20

Case No.: CV 11-0966 MEJ

**REQUEST TO CONTINUE CASE
 MANAGEMENT CONFERENCE;
 AND ~~PROPOSED~~ ORDER**

Date: June 9, 2011
Time: 10:00 a.m.
Courtroom: B, 15th Floor
Hon. Maria-Elena James
San Francisco, CA

21 Plaintiffs hereby submit their Request for Continuance of Case Management Conference
 22 currently scheduled for June 9, 2011 at 10:00 a.m.

23 1. Service of the Complaint in this matter upon Defendants HOLLIS GLASS, INC., a
 24 California corporation; HOLLIS GLASS COMPANY, a general partnership; THE HOLLIS
 25 EQUIPMENT FAMILY LIMITED PARTNERSHIP, a California limited partnership; JOHN
 26 PAUL HOLLIS, individually, as partner of Hollis Glass Company and as general partner of The
 27 Hollis Equipment Family Limited Partnership, was completed on March 17, 2011.

1 2. Defendants' failed to answer or otherwise respond to the complaint within the required
2 time period, by April 6, 2011.

3 3. On April 26, 2011, Plaintiffs requested the Clerks' Entry of Default against all Defendants
4 and default was entered by the Clerk of the Court on May 3, 2011 as to Defendants Hollis Glass,
5 Inc., Hollis Glass Company, The Hollis Equipment Family Limited Partnership and John Paul
6 Hollis.
7

8 4. On May 24, 2011, Plaintiffs' counsel was contacted by William F. McLaughlin, Esq., who
9 stated that he would be representing Defendant John Paul Hollis for the purpose of filing under
10 Chapter 7 of the Bankruptcy Code before the end of May 2011. He stated that the filing may also
11 include a separate bankruptcy filing for the corporation. A true and correct copy of an email from
12 Mr. McLaughlin confirming his statements is attached as Exhibit A.
13

14 5. As of the filing of this Request for Continuance, Plaintiffs have been unable to confirm the
15 bankruptcy filings.

16 6. If Defendants fail to file a bankruptcy action as represented by Mr. McLaughlin by
17 June 10, 2011, Plaintiffs intend to file a Motion for Default Judgment against all Defendants.

18 7. There is therefore nothing for the Court to consider at this time.

19 8. Plaintiffs respectfully request that, in order to minimize costs and fees in this action, the
20 Case Management Conference be continued for a period of at least 60 days to allow Plaintiffs to
21 file a Motion for Default Judgment as to the Defendants and in order to allow the Court to rule on
22 Plaintiffs' Motion for Default Judgment.
23

24 Date: May 27, 2011

SALTZMAN & JOHNSON LAW CORPORATION

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By: _____/S/
Kimberly A. Hancock
Attorneys for Plaintiffs

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IT IS SO ORDERED.

Based on the foregoing, and for GOOD CAUSE appearing, the Case Management Conference currently scheduled for June 9, 2011 at 10:00 a.m. is hereby continued to September 8, 2011

Dated: May 31, 2011



Honorable Maria-Elena James
United States District Court Magistrate Judge
Northern District of California

EXHIBIT A

TO

REQUEST FOR CONTINUANCE

OF CASE MANAGEMENT CONFERENCE

From: Kim Hancock
Sent: Tuesday, May 24, 2011 11:59 AM
To: Julie Jellen
Subject: FW: Northern California Glaziers Pension Trust Fund v. Hollis Glass, Inc. et al.

From: mcl551@aol.com [mailto:mcl551@aol.com]
Sent: Thursday, May 12, 2011 9:46 AM
To: Kim Hancock
Subject: Northern California Glaziers Pension Trust Fund v. Hollis Glass, Inc. et al.

Dear Ms. Hancock,

Per our telephone discussion, I will be representing John Hollis in connection with a Chapter 7 individual bankruptcy and may also include a separate filing for the corporation but I have not reviewed that yet with the client. Normally, I wouldn't. The case or cases will be filed by the end of the month.

If you have any questions, please call me. I will send you a courtesy copy of the petition and schedules when they are filed.

Best regards,

Bill McLaughlin
William F. McLaughlin, Esq.
1305 Franklin Street, Suite 301
Oakland, CA 94612
Tel: (510) 839-4456
Fax: (510) 839-5833
Cell: (415) 264-8943
email: MCL551@aol.com

EXHIBIT A

5/24/2011

1 **PROOF OF SERVICE**

2 I, the undersigned, declare:

3 I am a citizen of the United States and am employed in the County of San Francisco, State
4 of California. I am over the age of eighteen and not a party to this action. My business address is
5 44 Montgomery Street, Suite 2110, San Francisco, California 94104.

6 On May 27, 2011, I served the following documents on the parties to this action,
7 addressed as follows, in the manner described below:

8 **REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE;
9 AND [PROPOSED] ORDER**

10 XX **MAIL**, being familiar with the practice of this office for the collection and the processing
11 of correspondence for mailing with the United States Postal Service, and deposited in the
United States Mail to the business addresses set forth below, in a sealed envelope fully
prepared.

12 **FACSIMILE** be causing said document to be transmitted by Facsimile machine to the
13 number indicated after the address(es) set forth below.

14 **UPS** for delivery the following business day by placing same for collection by UPS to the
business addresses set forth below.

15 **PERSONAL DELIVERY** by placing said document in a sealed envelope and causing it to
16 be personally delivered to the address(es) set forth below.

17 *Addressed to:*

18 Hollis Glass, Inc.
19 Hollis Glass Company
The Hollis Equipment Family Ltd Partnership
20 2565 Scott Blvd.
Santa Clara, CA 95050

John Paul Hollis
2565 Scott Blvd.
Santa Clara, CA 95050

21 William F. McLaughlin, Esq.
1305 Franklin Street, Suite 301
22 Oakland, CA 94612

23 I declare under penalty of perjury that the foregoing is true and correct and that this
24 declaration was executed on this 27th day of May, 2011, at San Francisco, California.

25
26 _____/S/
27 Julie Jellen
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