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11 Attorneys for Defendant  
Dun Engineering Services

12 UNITED STATES DISTRICT COURT

13 FOR THE NORTHERN DISTRICT OF CALIFORNIA

14 F. G. CROSTHWAITE, et al., as Trustees of the  
 15 OPERATING ENGINEERS’ HEALTH AND  
 WELFARE TRUST FUND, et al.

16 Plaintiffs,

17 v.

18 DUN ENGINEERING SERVICES, *aka* DUN  
 ENGINEERING SERVICES, INC., a California  
 19 corporation; and THOMAS PADILLA, individually,

20 Defendants.

Case No.: C11-1537 TEH

**JOINT CASE MANAGEMENT  
STATEMENT AND REQUEST FOR  
CONTINUANCE**

Date: October 17, 2011  
 Time: 1:30 p.m.  
 Courtroom: 12, 19<sup>th</sup> Floor  
 450 Golden Gate Avenue  
 San Francisco, CA 94102

Judge: Honorable Thelton E. Henderson

21  
 22  
 23 Plaintiffs and Defendant Dun Engineering Services “Dun Engineering” jointly request that  
 24 the Case Management Conference currently scheduled for October 17, 2011, at 1:30 p.m., be  
 25 continued for approximately 60 – 90 days, as follows:

- 26 1. This action was filed by Plaintiffs for contributions due by Defendants to the Trust  
 27 Funds and to compel Defendants to comply with an audit of their payroll records.  
 28 2. Shortly after service of the complaint, Defendants complied with the audit. The

1 auditor completed analyzing the documents and prepared an audit report. The audit report is now  
2 being reviewed by both parties.

3 3. Mediation has been scheduled for November 2, 2011.

4 4. There is nothing to discuss at a Case Management Conference at the present time  
5 as the parties are cooperating with one another to move toward resolution, and a mediation has  
6 already been scheduled.

7 5. We therefore jointly request that the Case Management Conference be continued  
8 for 60 – 90 days to allow the parties ample time to prepare and attend the mediation.

9 Dated: October 5, 2011

SALTZMAN & JOHNSON  
LAW CORPORATION

10 By: \_\_\_\_\_ /s/ \_\_\_\_\_  
11 Michele R. Stafford  
12 Attorneys for Plaintiffs

13 Dated: October 5, 2011

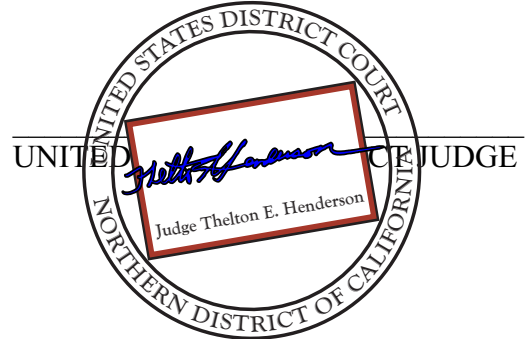
LANG, RICHERT AND PATCH

14 By: \_\_\_\_\_ /s/ \_\_\_\_\_  
15 Matthew W. Quall  
16 Attorneys for Defendant  
Dun Engineering Services

17 IT IS SO ORDERED.

18 The currently set Case Management Conference is hereby continued to  
19 December 19, 2011 at 1:30 PM. All related deadlines are extended  
20 accordingly.

21 Date: 10/06/2011



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