

1 **Thomas P. Riley, SBN 194706**  
2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**  
3 **First Library Square**  
4 **1114 Fremont Avenue**  
5 **South Pasadena, CA 91030-3227**

6 **Tel: 626-799-9797**  
7 **Fax: 626-799-9795**  
8 **TPRLAW@att.net**

9 **Attorneys for Plaintiff**  
10 **J & J Sports Productions, Inc.**

11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**  
13 **SAN FRANCISCO DIVISION**

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

**CASE NO. 3:11-cv-02127-CRB**

15 **Plaintiff,**

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

16 **v.**

17 **JESUS NAVA, et al.**

18 **Defendant.**

19 **TO THE HONORABLE CHARLES R. BREYER, THE DEFENDANT/S AND HIS**  
20 **ATTORNEY/S OF RECORD:**

21 As of this date, Plaintiff has been unable to successfully serve its initiating suit papers upon  
22 defendant Jesus Nava, individually and d/b/a La Casita Chilanga.

23 **WHEREFORE**, Plaintiff makes the following representations and recommendations:

- 24 1. On April 29, 2011, Plaintiff's Complaint was filed against Defendants Jesus Nava,  
25 individually and d/b/a La Casita Chilanga.  
26 2. Plaintiff has *still* not perfected service of the initiating suit papers upon the Defendant,  
27 Jesus Nava, despite diligent<sup>1</sup> efforts to do so. (Please see three (3) Not Found or Not Service Return  
28 and one Status Report form attached hereto and made part hereof Plaintiff's Exhibit 1).

<sup>1</sup> As of this writing Plaintiff has made eleven (11) separate attempts at service of the initiating suit papers. (Please see Plaintiff's Exhibit 1).



**ORDER (Proposed)**

It is hereby ordered that the Case Management Conference in civil action number 3:11-cv-02127-CRB styled *J & J Sports Productions, Inc. v. Jesus Nava, et al.*, is hereby continued from 8:30 AM, December 16, 2011 to Friday, January 13, 2012 at 8:30 .m.

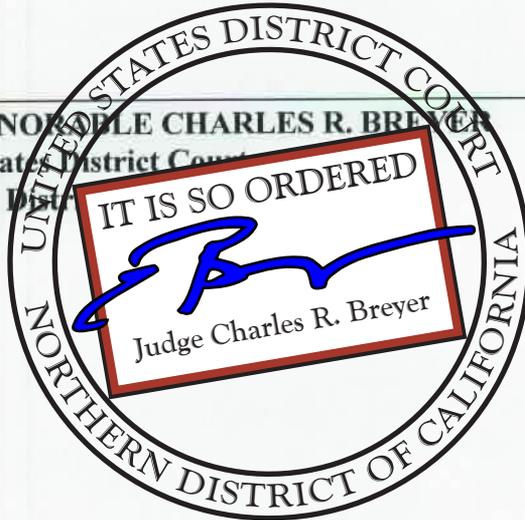
Plaintiff is granted an additional thirty (30) days from today's date to effectuate service of the Summons and Complaint filed in this matter, or to file a motion for service by publication, or in the alternative, a Notice of Voluntary Dismissal as to defendants Jesus Nava individually and d/b/a La Casita Chilanga, where service has not been made or service by publication requested.

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

**IT IS SO ORDERED:**

Dated: December 12, 2011

THE HONORABLE CHARLES R. BREYER  
United States District Court  
Northern District of California



///  
///  
///  
///  
///  
///  
///  
///