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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

Daniel Meier, et al.,

NO. C 11-06609 JW

Plaintiffs,

**ORDER VACATING CASE
MANAGEMENT CONFERENCE;
SETTING HEARING ON ANTICIPATED
MOTION TO STAY**

v.

Michael W. Bozora, et al.,

Defendants.

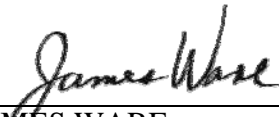
This case is scheduled for a Case Management Conference on June 18, 2012. On June 8, 2012, Plaintiffs filed a Case Management Conference Statement. (Docket Item No. 12.) In their Statement, Plaintiffs contend that no Defendants have yet filed any responsive pleadings, insofar as: (1) Defendant Michael Bozora has “reportedly fled [the country] and has not yet been located or served”; (2) Defendants Ted Ammiro and Ammiro Mortgage “promptly filed bankruptcy proceedings” and “asserted the automatic stay” after being served; and (3) an attorney for the “remaining corporate defendants” indicated, after they were served, that their insurance carrier had denied coverage, and that his law firm therefore “would not make an appearance until he has resolved how he will be paid.” (Id. at 2.) In light of these contentions, Plaintiffs contend that a stay of these proceedings would be appropriate pending resolution of the stay in the bankruptcy action. (Id. at 5.)

Upon review, and in light of the absence of any Defendant, the Court finds that a Case Management Conference would not be fruitful at this time. However, insofar as Plaintiffs believe that these proceedings should be stayed, they must file the appropriate motion to that effect. See

1 Civ. L.R. 7-1. In order to resolve this issue prior to Chief Judge Ware's retirement,¹ the Court sets
2 the following schedule for Plaintiffs' anticipated motion to stay:

- 3 (1) The Court sets **July 9, 2012 at 9 a.m.** for a hearing on the anticipated Motion to Stay.
4 (2) On or before **June 15, 2012**, Plaintiffs shall file their Motion to Stay, if so desired.
5 (3) On or before **June 29, 2012**, any Oppositions to the Motion to Stay shall be filed.
6 (4) On or before **July 3, 2012**, Plaintiffs shall file their Reply.

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9 Dated: June 11, 2012



JAMES WARE
United States District Chief Judge

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27 ¹ On April 28, 2012, Chief Judge Ware announced that he plans to "retire in August 2012 as
28 the terms of his current law clerks come to an end." See Chief Judge Ware Announces Transition,
available at <http://www.cand.uscourts.gov/news/82>.

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Alexander Volchegursky alex@gelawgroup.com
3 George Frost geofrost@comcast.net

4 **Dated: June 11, 2012**

Richard W. Wieking, Clerk

5
6 **By: /s/ JW Chambers**
7 **William Noble**
8 **Courtroom Deputy**

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