

1 Michele R. Stafford, Esq. (SBN 172509)  
 Blake E. Williams, Esq. (SBN 233158)  
 2 SALTZMAN & JOHNSON LAW CORPORATION  
 44 Montgomery Street, Suite 2110  
 3 San Francisco, CA 94104  
 Tel: (415) 882-7900  
 4 Facsimile: (415) 882-9287  
[mstafford@sjlawcorp.com](mailto:mstafford@sjlawcorp.com)  
 5 [bwilliams@sjlawcorp.com](mailto:bwilliams@sjlawcorp.com)

6 Attorneys for Plaintiffs

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UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 F. G. CROSTHWAITE, et al., as Trustees of  
 of the OPERATING ENGINEERS' HEALTH  
 11 AND WELFARE TRUST FUND, et al.

12 Plaintiffs,  
 v.

13 SIERRA EQUIPMENT RENTAL, INC., a  
 14 California corporation; and MEL WEIR,  
 individually,

15 Defendants.

Case No.: C12-0327 SI

**REQUEST TO CONTINUE CASE  
 MANAGEMENT CONFERENCE;  
 DECLARATION OF BLAKE E.  
 WILLIAMS IN SUPPORT THEREOF**

Date: May 4, 2012  
 Time: 2:30 p.m.  
 Ctrm: 10, 19th Floor  
 450 Golden Gate Avenue  
 San Francisco, California 94102  
 Judge: The Honorable Susan Illston

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18 Plaintiffs respectfully request that the Case Management Conference scheduled for May 4,  
 19 2012, at 2:30 p.m., be continued for approximately 60 – 90 days, as follows:

20 1. A Complaint was filed in this action on January 20, 2012, to compel Defendants'  
 21 compliance with their obligations under the Collective Bargaining Agreement to which they are  
 22 signatory.

23 2. In or about January 2012, Defendants, through their counsel, indicated that they  
 24 would like to enter into a two year payment plan, with payments starting in April 2012.  
 25 Defendants owe over \$175,000.00. Because of the substantial amount of debt and the length of  
 26 the payment plan, Plaintiffs' Trustees rejected the request.

27 3. On March 20, 2012, the Complaint, Summons, and all applicable court documents  
 28 were sent out for service on Defendants.

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