

1 Thomas M. Paris, ESQ.
 2 55 W. Monroe, Suite 3950
 3 Chicago, IL 60603
 4 p. (312) 759-1600 f. (312) 201-1436
 5 tomparislaw@sbcglobal.net
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7 **UNITED STATES DISTRICT COURT**
 8 **NORTHERN DISTRICT OF CALIFORNIA**
 9

10 BILL MCFARLAND, an individual)
 11)
 12 Plaintiff.)
 13)
 14 v.)
 15)
 16 DON LAU, an individual)
 17)
 18 Defendant.)
 19)

Case No.: C12-03829 JSW

MOTION TO CONTINUE
CASE MANAGEMENT CONFERENCE
AND ORDER THEREON

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DONALD LAU, an individual,)
 21)
 22 Counter-Claimant,)
 23 v.)
 24)
 25 BILL MCFARLAND, an individual; and)
 26 DOES 1-10, inclusive,)
 27)
 28 Counter-Defendants.)
 29)

MOTION TO CONTINUE CASE MANAGEMENT CONFERENCE

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 32 NOW COMES the Plaintiff, BILL MCFARLAND (“McFarland”), by and through his
 33 attorney in this regard, Thomas M. Paris, and for his Motion to Continue Case Management
 34 Conference, states as follows:

35 1. This matter is set for an initial Case Management Conference on February 1,
 36 2013. The court has already entered a scheduling order which deals with fact discovery, expert
 37 discovery, dispositive motions, jury selection and trial. See Docket No. 39. The court has also

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 Case No.: C12-03829 JSW

1 referred the matter for a settlement conference before Magistrate Judge Elizabeth D. Laporte,
2 which settlement conference is scheduled for March 20, 2013 at 9:30 a.m.

3 2. There is little to discuss at the scheduled Case Management Conference as the
4 parties are fully aware of the time frames which must be met, and hope to settle the matter before
5 Magistrate Laporte.

6 3. Plaintiff's lead counsel is in Chicago and aware of the court's requirement that
7 lead counsel attend the initial Case Management Conference.

8 4. Continuing the Case Management Conference until after the settlement
9 conference will not delay the prosecution and/or resolution of this matter.

10 Wherefore, for all the foregoing reasons, the Plaintiff prays that the initial Case
11 Management Conference scheduled for February 1, 2013 at 1:30 p.m. be rescheduled for a date
12 certain after April 1, 2013.

13 Respectfully submitted,

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17 By: /s/Thomas M. Paris
18 Thomas M. Paris

19 Thomas M. Paris - *Pro Hac Vice*
20 Attorney & Counselor at Law
21 55 West Monroe Suite 3950
22 Chicago, Illinois 60603
23 (312) 759-1600; (312) 201-1436 (FAX No.)
24 Tomparislaw@sbcglobal.net

The case management conference is CONTINUED to April
19, 2013 at 1:30 p.m.

Dated: January 29, 2013

