

1  
2  
3  
4  
5  
6  
7  
8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**  
10 **SAN FRANCISCO DIVISION**

11 JOSEPH CUVIELLO and MARK ENNIS,

12 Plaintiffs,

13 v.

14 CIRCUS AMERICA, INC., JAVIER  
15 RAMON MARTINEZ, and JOHN PELTON,

16 Defendants.

Case No. 12-cv-04618 NC

**ORDER EXTENDING ENE  
DEADLINE AND CONTINUING  
FURTHER CASE MANAGEMENT  
CONFERENCE**

Re: Dkt. No. 41

17  
18 This order addresses the stipulation for an order extending the deadline for the parties  
19 to complete Early Neutral Evaluation filed by plaintiff Mark Ennis and defendants Circus  
20 America and John Pelton. Dkt. No. 41. The request to extend the deadline to complete  
21 Early Neutral Evaluation to October 31, 2013 is GRANTED. The further case  
22 management conference currently set for September 25, 2013 is CONTINUED to  
23 **November 6, 2013 at 10:00 a.m.** in Courtroom A, 15th Floor, U.S. District Court, 450  
24 Golden Gate Avenue, San Francisco, California. The parties must file a joint case  
25 management statement at least one week prior to the conference. *See* Civil L.R. 16-10(d).  
26 The joint statement must include an update on the status of discovery, and a proposed  
27 discovery and trial schedule.

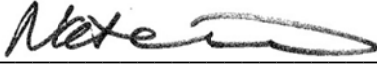
28 Additionally, the parties' stipulation states that plaintiff Joseph CuvIELLO has recently

Case No. 12-cv-04618 NC  
ORDER EXTENDING ENE DEADLINE  
AND CONTINUING CMC

1 accepted defendants' Rule 68 offer and is no longer a party to this action. Dkt. No. 41 at 2.  
2 If an offer has been made and accepted as provided by Rule 68, the parties must file the  
3 offer and notice of acceptance, plus proof of service. *See* Fed. R. Civ. P. 68(a).

4 IT IS SO ORDERED.

5 Date: September 5, 2013

6   
7 \_\_\_\_\_  
8 Nathanael M. Cousins  
9 United States Magistrate Judge  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28