

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
 (415) 882-7900
 4 (415) 882-9287 – Facsimile
mstafford@sjlawcorp.com
 5 bwilliams@sjlawcorp.com

6 Attorneys for Plaintiffs

7

8

UNITED STATES DISTRICT COURT

9

FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 NORTHERN CALIFORNIA GLAZIERS,
 ARCHITECTURAL METAL AND GLASS
 11 WORKERS PENSION PLAN, et al.

12 Plaintiffs,

13 v.

14 SAFECO DOOR & HARDWARE, INC., a
 California corporation, *dba* AHC GLASS,

15 Defendant.

16

17

Case No.: C12-4685 SI

**PLAINTIFFS' REQUEST TO VACATE
 CASE MANAGEMENT CONFERENCE**

Date: Friday, December 7, 2012

Time: 2:30 p.m.

Location: 450 Golden Gate Avenue
 San Francisco, California

Courtroom: 10, 19th Floor

Judge: The Honorable Susan Illston

18 Plaintiffs hereby submit their Request to Vacate the Case Management Conference
 19 currently scheduled for Friday, December 7, 2012 at 2:30 p.m. in Courtroom 10.

20 1. A Complaint was filed in this action on September 7, 2012 for contributions due to
 21 the Trust Funds for work performed by the employees of Defendant Safeco Door & Hardware,
 22 Inc., doing business as AHC Glass.

23 2. Defendant recently submitted payment for all amounts due, including attorneys'
 24 fees and costs, and one-half of the accrued liquidated damages. As Defendant has been repeatedly
 25 delinquent in payment of its contributions, the remaining 50% will be conditionally waived by the
 26 Plaintiffs' Board of Trustees contingent upon Defendant remaining current in their contributions
 27 through the month of September 2013. A Request for Entry of Conditional Dismissal Without
 28 Prejudice was filed with the Court earlier today.

-1-
 REQUEST TO VACATE CMC
 Case No.: C12-4685 SI

1 3. Plaintiffs are waiting for the Court to issue an Order in regards to the Request.
2 There is nothing else for the Court to consider relative to this matter; therefore Plaintiffs
3 respectfully request that the Court vacate the current Case Management Conference scheduled for
4 December 7, 2012.

5 4. Plaintiffs recognize that a case management conference statement was due seven
6 days in advance of the case management conference date and that the statement must include all
7 elements requested in the “Standing Order for All Judges of the Northern District of California –
8 Contents of Joint Case Management Statement” pursuant to Local Rule 16-9. Plaintiffs
9 inadvertently missed that deadline due to the pending resolution of the Action. Should this Court
10 require Plaintiffs to file a Case Management Conference Statement, Plaintiffs will do so promptly.

11 Date: December 3, 2012

SALTZMAN & JOHNSON
LAW CORPORATION

12
13 By: _____/s/_____
Michele R. Stafford
14 Attorneys for Plaintiffs
15

16 **IT IS SO ORDERED**

17 The Case Management Conference currently scheduled for December 7, 2012 at 2:30 p.m. is
18 hereby vacated. All related deadlines are vacated accordingly.

19 Date: 12/5/12



20
21 _____
UNITED STATES DISTRICT COURT JUDGE
22
23
24
25
26
27
28