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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MATRIX SERVICE COMPANY,

Plaintiff,

No. C 12-04708 WHA

v.

KEVIN LANEY, et al.,

Defendants.

**ORDER RE DEADLINE  
FOR FINAL PRETRIAL  
CONFERENCE SUBMISSIONS;  
AND VACATING DATES FOR  
FINAL PRETRIAL  
CONFERENCE AND TRIAL**

\_\_\_\_\_  
IMPERIAL SHOTCRETE, INC.,

Third Party Plaintiff,

v.

BRIAN FEDERICO,

Third Party Defendant.

\_\_\_\_\_

This order reminds counsel that all final pretrial conference submissions are due by **5 PM ON FEBRUARY 24, 2014**. Please consult the existing case management order and follow all standing guidelines and orders of the undersigned judge for civil cases on the Court’s website at <http://www.canduscourts.gov>. Continuances will rarely be granted.


The final pretrial conference will be an important event, for it will be there that the shape of the upcoming trial will be determined, including *in limine* orders, time limits, and exhibit mechanics. Lead trial counsel must attend.

1 To avoid any misunderstanding with respect to the final pretrial conference and trial, the  
2 undersigned judge wishes to emphasize that all filings and appearances must be made — on pain  
3 of dismissal, default or other sanction — unless and until a dismissal fully resolving the case is  
4 received. It will not be enough to inform the Clerk that a settlement in principle has been  
5 reached or to lodge a partially executed settlement agreement or to lodge a fully executed  
6 agreement (or dismissal) that resolves less than the entire case. Where, however, a fully  
7 executed and unconditional settlement agreement clearly and fully disposing of the entire case is  
8 lodged reasonably in advance of the final pretrial conference or trial and only a ministerial act  
9 remains, the undersigned judge will arrange a status conference to work out an alternate  
10 procedure pending a formal dismissal.

11 In addition, the final pretrial conference on March 3, 2014 and the trial on March 10,  
12 2014 are hereby **VACATED**. The final pretrial conference is now set for **2 PM ON MARCH 12,**  
13 **2014**. The trial will then begin at **7:30 AM ON MARCH 24, 2014**. *Please note that the deadline*  
14 *for final pretrial conference submissions remains as stated above.*

15  
16 **IT IS SO ORDERED.**

17  
18 Dated: February 6, 2014.

  
\_\_\_\_\_  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE