

1 **Thomas P. Riley, SBN 194706**  
 2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**  
 3 **First Library Square**  
 4 **1114 Fremont Avenue**  
 5 **South Pasadena, CA 91030**

6 **Tel: 626-799-9797**  
 7 **Fax: 626-799-9795**  
 8 **TPRLAW@att.net**

9 **Attorneys for Plaintiff**  
 10 **J & J Sports Productions, Inc.**

11 **UNITED STATES DISTRICT COURT**  
 12 **NORTHERN DISTRICT OF CALIFORNIA**  
 13 **SAN FRANCISCO DIVISION**

14 **J & J SPORTS PRODUCTIONS, INC.,**

**CASE NO. 3:12-cv-05774-SI**

15 **Plaintiff,**

**PLAINTIFF'S *EX PARTE***  
**APPLICATION FOR AN ORDER**  
**CONTINUING CASE MANAGEMENT**  
**CONFERENCE; AND ORDER**  
**(Proposed)**

16 **vs.**

17 **SARA AVILA, et al.,**

18 **Defendants.**

19 Plaintiff J & J Sports Productions, Inc. hereby applies *ex parte* for an order continuing the Case  
 20 Management Conference in this action, presently set for Tuesday, January 22, 2013 at 2:30 P.M. to a  
 21 new date approximately thirty (30) to forty-five (45) days forward. This request is necessitated by the  
 22 fact that Plaintiff's counsel has recently perfected service on defendants Sara Avila and Adalberto  
 23 Avila. A true and correct copy of the Proofs of Service will be filed with this Honorable Court, shortly.

24 As such, as of this writing, Plaintiff has yet to receive an answer or any other responsive  
 25 pleading from the defendants. As a result, Plaintiff's counsel has not conferred with the defendants  
 26 concerning the claims, discovery, settlement, ADR or any of the other pertinent issues involving the  
 27 case itself or the preparation of a Joint Case Management Conference Statement.

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**PROOF OF SERVICE (SERVICE BY MAIL)**

I declare that:

I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is 1114 Fremont Avenue, South Pasadena, California 91030. I am readily familiar with this law firm's practice for collection and processing of correspondence/documents for mail in the ordinary course of business.

On January 11, 2013, I served:

**PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER CONTINUING CASE MANAGEMENT CONFERENCE**

On all parties in said cause by enclosing a true copy thereof in a sealed envelope with postage prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:

Adalberto Avila (Defendant)  
7820 Monterey Street  
Gilroy, CA 95020

Sara Avila (Defendant)  
7820 Monterey Street  
Gilroy, CA 95020

I declare under the penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct, and that this declaration was executed on January 11, 2013, at South Pasadena, California.

Dated: January 11, 2013

/s/ Maria Baird  
**MARIA BAIRD**