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15 PUBLIC.RESOURCE.ORG

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17 UNITED STATES DISTRICT COURT  
18 NORTHERN DISTRICT OF CALIFORNIA  
19 SAN FRANCISCO DIVISION  
20

21 PUBLIC.RESOURCE.ORG,  
22 Plaintiff,

23 v.

24 SHEET METAL AND AIR CONDITIONING  
CONTRACTORS' NATIONAL  
25 ASSOCIATION, INC.,  
26 Defendant.

Case No.: 3:13-cv-00815 SC

**PLAINTIFF  
PUBLIC.RESOURCE.ORG'S MOTION  
TO POSTPONE CASE  
MANAGEMENT CONFERENCE AND  
ASSOCIATED DEADLINES**

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Pursuant to Civil Local Rule 6-3, Plaintiff PUBLIC.RESOURCE.ORG (“Public Resource”) hereby moves the Court to postpone the June 14, 2013, Case Management Conference and its associated deadlines until after the July 19, 2013, hearing on Public Resource’s Motion for Default Judgment. (Dkt. No. 22.)

A postponement of the current deadlines will avoid unnecessary activity and burden because, after waiving service (Dkt. No. 11), Defendant SHEET METAL AND AIR CONDITIONING CONTRACTORS’ NATIONAL ASSOCIATION, INC. (“SMACNA”) failed to respond to the Complaint by the April 30, 2013, deadline (Dkt. No. 19), counsel for SMACNA notified counsel for Public Resource that SMACNA “is not intending on filing a responsive pleading” on May 3, 2013 (Dkt. No. 18, Ex. 1), the Clerk entered Default against SMACNA on May 8, 2013 (Dkt. No. 20), and Public Resource has now filed a Motion for Default Judgment, which is to be heard on July 19, 2013. (Dkt. No. 22.)

Accordingly, Public Resource asks the Court to take the June 14, 2013, Case Management Conference off calendar until after its Motion for Default Judgment is heard on July 19, 2013.

Dated: May 30, 2013

FENWICK & WEST LLP

By: /s/ James J. Varellas III  
James J. Varellas III  
  
Attorneys for Plaintiff  
PUBLIC.RESOURCE.ORG