Case3:13-cv-01392-JSW Document9 Filed01/02/14 Page1 of 3 THOMAS E. FRANKOVICH (State Bar No. 074414) THOMAS E. FRANKOVICH, A Professional Law Corporation 4328 Redwood Hwy., Suite 300 3 San Rafael, CA 94903 Telephone: 415/674-8600 415/674-9900 Facsimile: 4 tfrankovich@disabilitieslaw.com 5 Attorneys for Plaintiffs HAMID SOLTANIZAD; 6 and MARGORY K. NUNEZ LIZA, 7 8 UNITED STATES DISTRICT COURT 9 NORTHERN DISTRICT OF CALIFORNIA 10 11 12 HAMID SOLTANIZAD; and MARGORY) **CASE NO. CV-13-1392-JSW** K. NUNEZ LIZA, 13 MOTION FOR ADMINISTRATIVE RELIEF -Plaintiff, REQUEST FOR CASE MANAGEMENT 14 CONFERENCE; MEMORANDUM OF POINTS AND AUTHORITIES AND 15 v. **PROPOSED** ORDER THEREON SETTING DIDAR PERSIAN CUISINE; AHMAD CASE MANAGEMENT CONFERENCE NIKMORAD, an individual dba DIDAR AND DIRECTING PLAINTIFFS TO SERVE DEFENDANTS PERSIAN CUISINE; and SOUDABEH [L.R. 7-11; Gen. Order 56] 17 NIKMORAD, an individual dba DIDAR PERSIAN CÚISINE 18 Defendant. 19 20 21 22 Plaintiffs HAMID SOLTANIZAD; and MARGORY K. NUNEZ LIZA, pursuant to Local 23 Rule 7-11 and General Order 56, hereby moves this Court for Administrative Relief and requests 24 the Court to set a Case Management Conference in the above-captioned matter. 25 The case before this Court seeks, in part, relief pursuant to Title III of the Americans with 26 Disabilities Act ("ADA"), and pursuant to California statutes of Civil Code §51, et seq. and §54, 27 28

MOTION FOR ADMINISTRATIVE RELIEF - REQUEST FOR CASE MANAGEMENT CONFERENCE; MEMORANDUM OF POINTS AND AUTHORITIES AND [PROPOSED] ORDER THEREON SETTING CASE MANAGEMENT CONFERENCE

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1	et seq., and California Health & Safety Code §19955 et seq., relief and damages. Accordingly,
2	litigation of this case is controlled by the procedures established in General Order No. 56.
3	These procedures impose a stay on all discovery until after a mediation has been completed and a
4	case management conference has taken place.
5	General Order No. 56 provides for plaintiffs to file a motion to request a Case
6	Management Conference once a mediation has been completed. A mediation was conducted on
7	December 10, 2013, by Mediator, William E. Simmons. However, the parties were unsuccessful
8	in their efforts to try and resolve the above-mentioned caption matter. This case has not settled.
9	It appears that discovery is necessary. Therefore, plaintiffs respectfully request that this matter
10	be set for a Case Management Conference.
11	Respectfully Submitted,
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13	Dated: January 2, 2014 THOMAS E. FRANKOVICH,
14	A PROFESSIONAL LAW CORPORATION
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16	By: /s/Thomas E. Frankovich
17	THOMAS E. FRANKOVICH Attorney for Plaintiffs HAMID SOLTANIZAD; and
18	MARGORY K. NUNEZ LIZA
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MEMORANDUM OF POINTS AND AUTHORITIES 1 2 **GENERAL ORDER 56:** 3 General Order No. 56 provides for plaintiff to file a motion to request a Case 4 Management Conference once a mediation has been completed. 5 ¶7 " If the case does not resolve at mediation, plaintiff 6 shall within seven (7) calendar days of the mediator's filing 7 of a Certification of ADR Sessions reporting that the 8 mediation process is concluded, file a Motion for Administrative Relief pursuant to Civil Local Rule 7-11 9 requesting a Case Management Conference." 10 11 Dated: 2013 THOMAS E. FRANKOVICH, A PROFESSIONAL LAW CORPORATION 12 13 By: /s/Thomas E. Frankovich THOMAS E. FRANKOVICH 14 Attorneys for Plaintiffs HAMID SOLTANIZAD; and MARGORY K. NUNEZ LIZA 15 16 **IPROPOSEDI** ORDER 17 IT IS HEREBY ORDERED that this Court will set this case for a Case Management 18 Conference. The parties shall appear on Friday, March 28, 2014 at 1:30 p.m., and they shall file a joint case 19 management statement by no later than Friday, March 21, 2014. It is FURTHER ORDERED that Plaintiffs shall serve a copy of this Order on Defendants and shall 20 file proof of such service by no later than January 17, 2014. 21 22 23 24 ATES DISTRICT JUDGE 25 26 27

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