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8 Attorneys for Plaintiffs
9 COMMERCIAL METALS COMPANY and
10 ZURICH AMERICAN INSURANCE COMPANY

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

13 COMMERCIAL METALS
14 COMPANY, a corporation; and
15 ZURICH AMERICAN INSURANCE
16 COMPANY, a corporation;

17 Plaintiffs,

18 v.

19 DAEBO SHIPPING CO., LTD., a
20 foreign corporation, *in personam*;
21 DAEBO INTERNATIONAL
22 SHIPPING CO., LTD., a foreign
23 corporation, *in personam*; and M.V.
24 FATHER NEPTUNE, her machinery,
25 tackle, and engines, etc., *in rem*;

26 Defendants.

Case No. CV 13 3681

**APPLICATION AND ~~[PROPOSED]~~
ORDER TO CONTINUE THE CASE
MANAGEMENT CONFERENCE,
ADR PROCESS SELECTION, AND
RULE 26 INITIAL DISCLOSURES
TO ALLOW PLAINTIFFS TO
SERVE INTERNATIONAL
DEFENDANTS**

Magistrate Judge: Maria-Elena James

27 Plaintiffs COMMERCIAL METALS COMPANY and ZURICH
28 AMERICAN INSURANCE COMPANY (“Plaintiffs”) respectfully request the
Court to continue the date for the Case Management Conference, and accordingly
also continue the attendant deadlines for ADR Process Selection and Rule 26
Initial Disclosures.

Plaintiffs make this request because Defendants DAEBO SHIPPING CO.,
LTD., DAEBO INTERNATIONAL SHIPPING CO., LTD., and the M.V.
FATHER NEPTUNE (“Defendants”) have not been served yet with a complaint.

1 Defendants are all South Korean entities, and therefore may only be served under
2 the Hague Convention.

3 Plaintiffs filed their complaint against Defendants on August 8, 2013.
4 Plaintiffs attempted to serve Defendants informally by mail on August 20, 2013.
5 On September 9, 2013, counsel for Defendants informed Plaintiffs that Defendants
6 would not accept service by mail, and would require Plaintiff to formally serve
7 Defendants under the Hague Convention.

8 Plaintiffs intend to serve Defendants in South Korea under the Hague
9 Convention, and expect this process will require approximately 8 months time.

10 Accordingly, Plaintiffs request that the Court continue the Case
11 Management Conference from its current date of November 7, 2013 to July 8, ¹⁰
12 2014 or a nearby date at the Court's convenience so Plaintiffs are able to serve
13 Defendants in South Korea. Plaintiffs also request that all attendant deadlines for
14 ADR Process Selection and Rule 26 Initial Disclosures be continued to new dates
15 consistent with the date the Court sets for the Case Management Conference.

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17 DATED: October 17, 2013

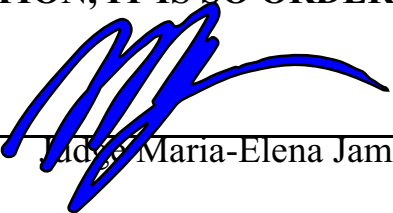
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19 By: S/ JEREMY G. ZEITLIN

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COMMERCIAL METALS
COMPANY and ZURICH
AMERICAN INSURANCE
COMPANY

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25 **PURSUANT TO THE APPLICATION, IT IS SO ORDERED.**

26
27 Dated: October 17, 2013


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Judge Maria-Elena James