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 8 SAN FRANCISCO BAYKEEPER

9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**
 11 **OAKLAND DIVISION**

13 SAN FRANCISCO BAYKEEPER, a non-
 14 profit corporation,
 15 Plaintiff,
 16 vs.
 17 MARINE EXPRESS, Inc.,
 18 Defendant.

Case No. C-13-5550-JCS

**MOTION TO RESCHEDULE THE CASE
 MANAGEMENT CONFERENCE AND
 ASSOCIATED DEADLINES;
 [PROPOSED] ORDER**

Judge: Hon. Joseph C. Spero

20 WHEREAS, on Dec 2, 2013, Plaintiff San Francisco Baykeeper filed the above-entitled
 21 complaint;

22 WHEREAS, Plaintiff postponed serving Defendant Marine Express, Inc. with the complaint
 23 in good-faith pursuit of settlement to avoid the need for litigation;

24 WHEREAS, Plaintiff and Defendant are continuing to engage in settlement negotiations and
 25 anticipate reaching a settlement within the next month;

26 WHEREAS, the Initial Case Management Conference is scheduled for February 28, 2014, at
 27 1:30 pm;

28 WHEREAS, the Scheduling Order states that if the Initial Case Management Conference is

1 continued, the other deadlines are continued accordingly;

2 WHEREAS, Plaintiff requests, upon the Court's approval, to reschedule the Case
3 Management Conference for March 28, 2014, at 1:30 pm, or at such later date that is convenient for
4 the Court, in order to give the Parties a chance to complete settlement negotiations without involving
5 the resources of the Court;

6 WHEREAS, Plaintiff requests, upon the Court's approval, to reschedule the deadlines to file
7 an ADR Certification and to file a Rule 26(f) Report to align with the new proposed Case
8 Management Conference date;

9 WHEREFORE, Plaintiff respectfully requests the Court to approve and enter the Proposed
10 Order below.

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12 Dated: January 31, 2014

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Respectfully submitted,

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SAN FRANCISCO BAYKEEPER

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By: /s/ Sejal Choksi-Chugh

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Sejal Choksi-Chugh

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Attorney for Plaintiff

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SAN FRANCISCO BAYKEEPER

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~~[PROPOSED]~~ ORDER

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IT IS HEREBY ORDERED that the Case Management Conference set for February 28, 2014, is rescheduled for March 28, 2014 at 1:30 pm, and all associated deadlines be moved accordingly.

IT IS SO ORDERED.

NORTHERN DISTRICT COURT OF CALIFORNIA

Dated: 2/3/14

United States



