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11 Attorneys for Plaintiffs

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA

14 THE BOARD OF TRUSTEES, in their  
15 capacities as Trustees of the LABORERS  
16 HEALTH AND WELFARE TRUST FUND  
17 FOR NORTHERN CALIFORNIA;  
18 LABORERS VACATION-HOLIDAY TRUST  
19 FUND FOR NORTHERN CALIFORNIA;  
20 LABORERS PENSION TRUST FUND FOR  
21 NORTHERN CALIFORNIA; and LABORERS  
22 TRAINING AND RETRAINING TRUST  
23 FUND FOR NORTHERN CALIFORNIA,

24 Plaintiffs,

25 v.

26 LINEATION MARKINGS CORPORATION, a  
27 California Corporation,

28 Defendant.

No. C14-00575 (WHO)

**EX PARTE APPLICATION FOR  
CONTINUANCE OF CASE  
MANAGEMENT CONFERENCE;  
ORDER**

**TO: THE CLERK OF THE COURT AND DEFENDANT, LINEATION MARKINGS  
CORPORATION, a California Corporation:**

Pursuant to Civil Local Rule 7-10, Plaintiffs hereby request that the initial Case  
Management Conference, which was set for October 14, 2014 at 2:00 pm be reset for sixty days

1 to allow the parties to attempt to resolve this matter informally and/or for Plaintiffs to file and  
2 serve a First Amended Complaint.

3 Plaintiffs filed the Complaint seeking an audit and unpaid contributions on February 6,  
4 2014. Defendant was served on March 5, 2014, for which proofs of service were filed with this  
5 Court on March 14, 2014. Defendant has not filed an Answer or other responsive pleading in this  
6 matter.

7 Plaintiffs recently conducted an audit of Defendant's books and records. Plaintiffs are in  
8 the process of discussing their findings with the Defendant in an effort to resolve this case.

9 Accordingly, Plaintiffs request that the Case Management Conference be continued for  
10 sixty days in order to allow Plaintiffs to attempt a resolution of this case with the Defendant.

11 The above stated facts are set forth in the accompanying Declaration of Concepción E.  
12 Lozano-Batista in Support of Ex Parte Application to Continue Case Management Conference,  
13 filed herewith.

14  
15 Dated: October 6, 2014

16 WEINBERG, ROGER & ROSENFELD  
17 A Professional Corporation

18 By: /s/ Concepción E. Lozano-Batista  
19 CONCEPCIÓN E. LOZANO-BATISTA  
20 Attorneys for Plaintiffs

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