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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,

No. C14-00575 (WHO)

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

24 Plaintiffs,

25 v.

26 LINEATION MARKINGS CORPORATION, a
 27 California Corporation,

28 Defendant.

**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 December 9, 2014 at 2:00 pm be reset for ninety days to allow Plaintiffs to file and serve a First Amended Complaint.

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

Plaintiffs and Defendant had scheduled an audit of the Defendant's books and records for April 10, 2014. Thereafter, the Defendant requested that the audit be rescheduled on various occasions. The audit was finalized in late October 2014, as Defendant continued to provide information that was missing from the audit. Plaintiffs attempted to resolve the matter with Defendant once the audit was concluded, but have had no response from Defendant. Accordingly, Plaintiffs request that the Case Management Conference be continued for ninety days in order to allow Plaintiffs to file and serve an amended complaint.

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

Dated: December 3, 2014

WEINBERG, ROGER & ROSENFELD
A Professional Corporation

By: /s/ Concepción E. Lozano-Batista
CONCEPCION E. LOZANO-BATISTA
Attorneys for Plaintiffs

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PROPOSED ORDER CONTINUING CASE MANAGEMENT CONFERENCE

Based upon the foregoing Ex Parte Application for Continuance of Case Management Order and Declaration of Concepción E. Lozano-Batista in Support of Ex Parte Application to Continue Case Management Conference, the Court orders a continuance of the Case Management Conference for 90 days to March 3, 2015 at 2:00 p.m.

Dated: December 8, 2014



HONORABLE WILLIAM H. ORRICK
United States Magistrate Judge