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7 Attorneys for Plaintiffs

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

11 BOARD OF TRUSTEES OF THE
 LABORERS HEALTH AND WELFARE
 12 TRUST FUND FOR NORTHERN
 CALIFORNIA; BOARD OF TRUSTEES OF
 13 THE LABORERS VACATION-HOLIDAY
 TRUST FUND FOR NORTHERN
 14 CALIFORNIA; BOARD OF TRUSTEES OF
 THE LABORERS PENSION TRUST FUND
 15 FOR NORTHERN CALIFORNIA; and
 16 BOARD OF TRUSTEES OF THE
 LABORERS TRAINING AND RETRAINING
 17 TRUST FUND FOR NORTHERN
 CALIFORNIA,

18 Plaintiff,

19 vs.

20 INDUSTRIAL COMMERCIAL CONCRETE
 CONSTRUCTION, INC., a California
 21 corporation; and JEFFREY J. HUSTON, an
 individual,

22 Defendants.

Case No.: C 14-02061 JSC

24 BOARD OF TRUSTEES OF THE CEMENT
 MASONS HEALTH AND WELFARE TRUST
 25 FUND FOR NORTHERN CALIFORNIA;
 BOARD OF TRUSTEES OF THE CEMENT
 26 MASONS VACATION-HOLIDAY TRUST
 FUND FOR NORTHERN CALIFORNIA;
 27 BOARD OF TRUSTEES OF THE CEMENT
 MASONS PENSION TRUST FUND FOR
 28 NORTHERN CALIFORNIA; AND BOARD
 OF TRUSTEES OF THE CEMENT MASONS

Case No.: C 14-02064 JSC

CASE MANAGEMENT CONFERENCE STATEMENT; ORDER THEREON

Date: September 11, 2014
Time: 1:30 p.m.
Ctroom: F, 15th Floor
Hon. Jacqueline Scott Corley

1 TRAINING TRUST FUND FOR NORTHERN
CALIFORNIA,

2
3 Plaintiffs,

4 vs.

5 INDUSTRIAL COMMERCIAL CONCRETE
CONSTRUCTION, INC., a California
6 corporation; and JEFFREY J. HUSTON, an
individual,

7 Defendants.
8

9 Plaintiffs Cement Masons Trust Funds provide this updated case management statement.

10 On May 6, 2014, Plaintiffs Cement Masons Trust Funds filed their Complaint for
11 Damages for Breach of Collective Bargaining Agreement, To Recover Unpaid Trust Fund
12 Contributions, For Breach of Fiduciary Duty and for a Mandatory Injunction (“Complaint”) in
13 Case No.: C 14-02064 DMR. Plaintiffs seek to recover fringe benefit contributions due and
14 owing on behalf of Industrial Commercial Concrete Construction, Inc.’s covered employees.

15 On May 6, 2014, Plaintiffs Laborers Trust Funds filed their Complaint for Damages for
16 Breach of Collective Bargaining Agreement, To Recover Unpaid Trust Fund Contributions, For
17 Breach of Fiduciary Duty and for a Mandatory Injunction (“Complaint”) before this Court.
18 Plaintiffs seek to recover fringe benefit contributions due and owing on behalf of Industrial
19 Commercial Concrete Construction, Inc.’s covered employees.

20 The Laborers Trust Funds and Cement Masons Trust Funds are located in the same
21 building and share the same auditor and management of their respective collections
22 departments. The two Trust Funds are jointly administered.

23 On July 31, 2014, an Administrative Motion to Relate Cases was filed. On August 21,
24 2014 the Administrative Motion to Relate Cases was granted and these two cases were assigned
25 to this Court.

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1 Since filing both Complaints, Plaintiffs made several attempts to locate and serve
2 defendants. Plaintiffs have not been able to locate and serve defendants. Plaintiffs are
3 following up on all leads. If Plaintiffs are unable to locate and serve defendants within the next
4 30 days, Plaintiffs will move to serve defendants via publication.

5 Based on the above, Plaintiffs Cement Masons Trust Funds respectfully request that this
6 Court continue the September 11, 2014 case management conference for thirty (30) days.

7 DATED: September 4, 2014

8 BULLIVANT HOUSER BAILEY PC

9
10 By /s/ Ronald L. Richman
11 Ronald L. Richman

12 Attorneys for Plaintiffs

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14
15 **ORDER**

16 Based on the Plaintiffs' request to continue the case management conference and good
17 cause appearing,

18 IT IS HEREBY ORDERED that the September 11, 2014 case management conference
19 be continued to October 16, 2014 at 1:30 p.m., Courtroom F, 15th Floor. Plaintiffs
20 shall file an updated case management conference statement no later than seven (7) days prior to
21 the continued case management conference.

22 DATED: Sept. 8, 2014

23
24 By: Jacqueline S. Corley
25 HON. JACQUELINE SCOTT CORLEY
26 UNITED STATES MAGISTRATE JUDGE

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