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10 Attorneys for Plaintiffs

11 UNITED STATES DISTRICT COURT

12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 BAY AREA PAINTERS AND TAPERS
 14 PENSION TRUST FUND, et al.,

Case No.: C14-02362-TEH

15 Plaintiffs,

**PLAINTIFFS' REQUEST TO CONTINUE
 CASE MANAGEMENT CONFERENCE;
 [PROPOSED] ORDER THEREON**

16 v.

Date: February 2, 2015

Time: 1:30 p.m.

17 DI GIROLAMO PAINTING AND
 18 DECORATING, INC.,

Dept.: Courtroom 12, 19th Floor, San
 Francisco, CA

19 DEFENDANT.

Judge: Honorable Thelton E. Henderson

20 Plaintiffs herein respectfully request that the Case Management Conference, currently on
 21 calendar for February 2, 2015, be continued for at least forty-five (45) days to coincide with the
 22 hearing on Plaintiffs' Motion for Default Judgment, or as soon thereafter as the Court may deem
 23 practicable. Good cause exists for the continuance, as follows:

24 1. As the Court's records will reflect, this action was filed on May 21, 2014 to collect
 25 unpaid contributions and related amounts owed to Plaintiffs for work performed by Defendants'
 26 employees, pursuant to the Collective Bargaining Agreement.

27 2. Plaintiffs had difficulties locating Defendant to effectuate service. After numerous
 28 attempts, Defendant was served with the Complaint on August 15, 2014 and a Proof of Service of
 Summons was filed with the Court on August 22, 2014.

1 3. Defendant's Responsive Pleading deadline was September 5, 2014.

2 4. Plaintiffs requested and were granted entry of default on September 16, 2014 as
3 Defendants failed to file a response to the Complaint within the time permitted.

4 5. Following entry of Default, Plaintiffs' counsel sent one final demand to Defendant
5 and further attempted to resolve the matter informally. Plaintiffs were unable to informally
6 resolve the matter.

7 6. Plaintiffs are now finalizing a Motion for Default Judgment, along with the
8 necessary supporting declarations and exhibits. Plaintiffs will be filing the Motion for Default
9 Judgment, and supporting documents, prior to the scheduled February 2, 2015 Case Management
10 Conference. Plaintiffs' intend to notice their Motion for Default Judgment for hearing on March
11 16, 2015, in Courtroom 2 of the above-captioned Court.

12 7. In the interest of conserving costs as well as the Court's time and resources,
13 Plaintiffs respectfully request that the Court continue the currently scheduled Case Management
14 Conference for at least forty-five (45) days to coincide with the hearing on Plaintiffs' Motion for
15 Default Judgment, or as soon thereafter as the Court may deem practicable.

16 I declare under penalty of perjury that I am the attorney for the Plaintiffs in the above
17 entitled action, and that the foregoing is true of my own knowledge.

18 Executed this 26th day of January, 2015, at San Francisco, California.

19 SALTZMAN & JOHNSON
20 LAW CORPORATION

21 By: /s/
22 Adrian L. Canzoneri
Attorneys for Plaintiffs

23 **IT IS SO ORDERED.**

24 Based on the foregoing, and GOOD CAUSE APPEARING, the currently set Case Management
25 Conference is hereby continued to 04/06/2015, at 1:30 PM. All related deadlines are extended
26 accordingly.

27 Date: 01/27/2015

Methy G. Lawan
UNITED STATES DISTRICT COURT JUDGE

28 **PLAINTIFFS' REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE**
Case No.: C14-02362-TEH