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 2 **A PROFESSIONAL LAW CORPORATION**  
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5 Attorney for Plaintiffs  
 IRMA RAMIREZ and  
 6 DAREN HEATHERLY

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

11 IRMA RAMIREZ and DAREN )  
 HEATHERLY, )  
 12 )  
 Plaintiffs, )  
 13 )  
 v. )  
 14 )  
 ORIGINAL US RESTAURANT; 501 )  
 15 COLUMBUS LLC; and TRINACRIA )  
 BROS., INC., )  
 16 )  
 Defendants. )  
 17 \_\_\_\_\_ )

**CASE NO. CV-14-03244-JST**  
  
 STIPULATION and ~~PROPOSED~~  
 ORDER TO CONTINUE THE FURTHER  
 CASE MANAGEMENT CONFERENCE

18  
 19 Plaintiffs IRMA RAMIREZ and DAREN HEATHERLY, and defendants 501  
 20 COLUMBUS LLC; and TRINACRIA BROS., INC., by and through their respective attorney of  
 21 record stipulate to continue the further Case Management Conference set for August 19, 2015, at  
 22 2:00 p.m. for the following reasons:

- 23 1. **Whereas**, all defendants have been served with the summons and complaint, and
- 24 defendants have answered plaintiffs' complaint; and
- 25 2. **Whereas**, the parties conducted the General Order 56 Joint Site Inspection on
- 26 March 10, 2015; and
- 27 3. **Whereas**, plaintiffs filed a notice of need for mediation on June 18, 2015.

1 The case has been referred to mediation, and mediator, Eric Ivary has been assigned to the  
2 matter;

3 4. **Therefore**, the parties respectfully request that the Case Management Conference  
4 currently scheduled for August 19, 2015, at 2:00 p.m. be continued to sometime after the  
5 mediation has been completed and/or to a date that is convenient to the Court.

6 **IT IS SO STIPULATED.**

7 This stipulation may be executed in counterparts and have the same force and effect as  
8 though all signatures are on the same and/or consecutive pages. Photocopies and facsimile shall  
9 have the same force and effect as originals.

10  
11 Respectfully submitted,

12  
13 Dated: August 12, 2015

14 THOMAS E. FRANKOVICH,  
15 ***A PROFESSIONAL LAW CORPORATION***

16 By: \_\_\_\_/s/Thomas E. Frankovich \_\_\_\_\_

17 Thomas E. Frankovich

18 Attorney for Plaintiffs IRMA RAMIREZ; and  
19 DAREN HEATHERLY

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1 Dated: August 12, 2015

MARC LIBARLE

2 LAW OFFICES OF MARC LIBARLE

3  
4 By: \_\_\_\_\_/s/Marc Libarle\_\_\_\_\_

5 Marc Libarle

6 Attorney for Defendants 501 COLUMBUS LLC;  
7 and TRINACRIA BROS., INC.  
8

9 ~~PROPOSED~~ ORDER

10 IT IS SO ORDERED that the Case Management Conference set for August 19, 2015,  
11 at 2:00 p.m. is ~~vacated and/or~~ continued to November 18, 2015, at 2:00 ~~a.m./~~p.m.

12 The parties shall file a Joint Case Management Statement no later than <sup>ten court</sup> ~~seven (7)~~ days prior to the  
13 Conference.  
14

15  
16 Dated: August 17, 2015

