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7 Attorneys for Plaintiffs
ORACLE AMERICA, INC.

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

11 ORACLE AMERICA, INC., a Delaware
12 corporation,

13 Plaintiff,

14 vs.

15 NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA, a
16 Pennsylvania corporation,
17 Defendant.

Case No. 3:14-cv-03935-MEJ

**ORACLE AMERICA, INC.'S REQUEST
FOR ~~PROPOSED~~ ORDER CONTINUING
CASE MANAGEMENT CONFERENCE**

Judge: Hon. Maria-Elena James
Courtroom: B

Complaint Filed: August 29, 2014

18 WHEREAS, Plaintiff Oracle America, Inc. ("Plaintiff") filed its Complaint for Breach of
19 Contract and Declaratory Relief on August 29, 2014.

20 WHEREAS, Plaintiff has not yet served Defendant National Union Fire Insurance
21 Company of Pittsburgh, PA ("Defendant") with summons in this matter and, thus, Defendant has
22 not yet appeared in this case.

23 WHEREAS, the Plaintiff and Defendant (the "Parties") have agreed to mediate this case
24 with David Geronemus of JAMS in New York City on December 2, 2014;

25 WHEREAS, Defendant has requested that Plaintiff not serve the complaint until after the
26 December 2, 2014 mediation, and Plaintiff has agreed to Defendant's request to facilitate the
27 mediation;

28 WHEREAS, a Case Management Conference is scheduled to take place on December 4,

1 2014 at 10 a.m.

2 WHEREAS, the joint case management conference statement will depend on progress
3 made by the Parties at mediation.

4 THEREFORE, to allow the Parties to participate the mediation currently scheduled for
5 December 2, 2014, Plaintiff hereby REQUESTS THE COURT TO APPROVE that the Case
6 Management Conference be continued to January 15, 2015 at 10 a.m.

7
8 Dated: September 24, 2014

Respectfully submitted,

9 FARELLA BRAUN + MARTEL LLP

10 By: /s/ Tyler C. Gerking
11 Tyler C. Gerking
12 Attorneys for Plaintiff Oracle America, Inc.

13 **PROPOSED ORDER**

14 Pursuant to Plaintiff Oracle America, Inc.'s request, and good cause appearing therefore,
15 IT IS HEREBY ORDERED THAT the Case Management Conference scheduled for December 4,
16 2014 at 10 a.m. is continued to January 15, 2015 at 10 a.m.

17 **PURSUANT TO REQUEST, IT IS SO ORDERED.**

18
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20 DATED: September 24, 2014

