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 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

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 11 OPERATING ENGINEERS' HEALTH AND
 12 WELFARE TRUST FUND FOR NORTHERN
 CALIFORNIA, et al.,

13 Plaintiffs,

14 v.

15 ANNA JONES BELTING, LLC, a California
 16 limited liability company, *aka* A & J BELTING,

17 Defendant.

Case No. C15-3557 HSG

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

Date: November 3, 2015
 Time: 2:00 p.m.
 Location: 450 Golden Gate Avenue,
 San Francisco, CA
 Courtroom: 15, 18th Floor
 Judge: Haywood S. Gilliam

18 Plaintiffs herein respectfully request that the Case Management Conference, currently on
 19 calendar for November 3, 2015, be continued for approximately 60 – 90 days. Good cause exists for the
 20 granting of the continuance, as follows:

- 21 1. As the Court's records will reflect, this action was filed on August 3, 2015.
- 22 2. On or about August 5, 2015, Plaintiffs provided a process server with the Summons,
 23 Complaint and related documents with instructions to serve the documents upon Defendant. As of
 24 today's date, the process server has made nine (9) attempts to serve Defendant with the above referenced
 25 documents, without success.
- 26 3. Plaintiffs were recently contacted by an attorney advising that he represents Defendant.
 27 After several messages to one another, Plaintiffs' counsel and Defendant's counsel discussed this matter
 28 today, including Plaintiffs' unsuccessful attempts to serve Defendant with the Summons, Complaint and

1 related documents. As Plaintiffs have been unable to serve Defendant's agent for service of process,
2 Plaintiffs inquired as to whether Defendant's counsel would accept service of the Summons, Complaint,
3 and related documents. Defendant's counsel advised that, upon approval from Defendant, he would
4 accept service. Upon receipt of the Complaint and related documents, the parties agreed to discuss this
5 matter further in an effort to reach an informal resolution. If Defendant's counsel is unable to accept
6 service of the Summons, Complaint, and related documents, Plaintiffs will resume attempts to
7 personally serve Defendant and continue efforts to resolve this matter informally.

8 4. Accordingly, Plaintiffs respectfully request that the Case Management Conference,
9 currently scheduled for November 3, 2015, be continued for approximately 60 - 90 days to allow
10 sufficient time for completion of service of process on Defendant and for the parties to attempt to reach
11 an informal resolution of this matter.

12 5. There are no issues that need to be addressed by the parties at the currently scheduled
13 Case Management Conference. In the interest of conserving costs as well as the Court's time and
14 resources, Plaintiffs respectfully request that the Court continue the currently scheduled Case
15 Management Conference.

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

18 Executed this 27th day of October 2015, at San Francisco, California.


19 SALTZMAN & JOHNSON LAW CORPORATION

20 By: _____ /S/
21 Erica J. Russell
22 Attorneys for Plaintiffs, Operating Engineers'
Health And Welfare Trust Fund, et al.

23 IT IS SO ORDERED.

24 The currently set Case Management Conference is hereby continued to January 5, 2016 at 2:00
25 p.m., and all previously set deadlines and dates related to this case are continued accordingly.

26 DATED: October 29, 2015

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28 UNITED STATES DISTRICT COURT JUDGE