

1 SUE CAMPBELL, SBN 98728
 CAMPBELL LAW OFFICE
 2 370 George Hood Lane
 Palo Alto Ca. 94306
 3 Phone: (408) 277-0648
 Fax: (408) 938-1035

4 Attorney for Plaintiffs
 5
 6
 7

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 JACK BUCKHORN AND ANISA M.)
 THOMSEN AS TRUSTEES OF THE)
 11 REDWOOD EMPIRE ELECTRICAL)
 WORKERS HEALTH AND WELFARE)
 12 TRUST FUND, REDWOOD EMPIRE)
 ELECTRICAL WORKERS PENSION)
 13 TRUST, JOINT ELECTRICAL INDUSTRY)
 TRAINING PROGRAM, NATIONAL)
 14 EMPLOYEES BENEFIT FUND,)
 AND REDWOOD EMPIRE ELECTRICAL)
 15 WORKERS WORK RECOVERY FUND,)

CASE NO.: 15-CV-04352 EDL
 CASE MANAGEMENT
 CONFERENCE STATEMENT
 AND PROPOSED ORDER

Date: June 14, 2016
 Time: 10:00 A.M.
 Place: Courtroom E, 15th Floor

16 Plaintiffs,
 17

18 vs.

19 MARLON EUGENE HETTINGER,
 individually and doing business as
 HETTINGER ELECTRIC

20 Defendant(s).
 21

22 Plaintiff in the above-entitled action submits this Case Management Statement and
 23 proposed order, and requests that the court adopt it as the Case Management Order in this case.
 24 Defendant has been served. Default has been entered. Plaintiffs have filed an amended
 25 complaint adding the Vacation Fund as a plaintiff Trust fund and adding Fregoso Builders, Inc.
 26 as a plaintiff.

27 DESCRIPTION OF THE CASE
 28

1 This is a claim for unpaid employee benefits to Taft-Hartley Employee Benefit Trust
2 Funds. Plaintiff request a continuance of the Case Management Conference until August 23,
3 2016.

4 On April 11, 2016, Plaintiffs finalized settlement of a related payment bond claim and
5 a claim to enforce a stop notice, with the General Contractor on a project, Fregoso Builders, Inc.

6 Pursuant to the finalized settlement agreement with the General Contractor on the claim
7 against their payment bond and to enforce a stop notice, Plaintiffs have filed an amended
8 complaint against Hettinger Electric to include the General Contractor as a plaintiff to the extent
9 that they have made payments to the trust funds for benefits due by Hettinger Electric. Fregoso
10 has assigned their rights under the amended complaint to the Trust Funds pursuant to terms set
11 forth in the settlement agreement. The amended complaint will be served by mail on June 8,
12 2016 and will also be personally served.

13 Plaintiffs have been in settlement negotiations with Marlon Hettinger, the owner of
14 Hettinger Electric. The Plaintiffs would like to continue the case to August 23rd to attempt to
15 settle the amended complaint before filing motion for default judgment.

16 Respectfully submitted,

17 Dated: April 12, 2016

18 /s/
SUE CAMPBELL
Attorney for Plaintiff

19
20 **ORDER**

21 The Case Management Conference is hereby continued to August 23, 2016, at 10:00
22 A.M., in Courtroom E, 15th Floor. Plaintiff will file an update and proposed action seven (7)
23 days prior to the Case Management Conference.
24

25
26 Dated: June 9, 2016

27 
JUDGE OF THE U.S. DISTRICT COURT