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28IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIACRS RECOVERY, INC., a Virginia
Corporation, and DALE MAYBERRY,

Plaintiffs,

v.

JOHN LAXTON, aka
johnlaxton@gmail.com, et al.,

Defendants.

No. C 06-7093 CW

ORDER STAYING
PROCEEDINGS AGAINST
DEFENDANT JOHN
LAXTON, DIRECTING
PLAINTIFFS TO FILE
MOTION FOR DEFAULT
JUDGMENT AGAINST
DEFENDANT NORTH BAY
REAL ESTATE AND
GRANTING IN PART
PLAINTIFFS' MOTION
TO CONTINUE TRIAL
DATE
(Docket No. 226)

In a letter dated November 8, 2010, Plaintiffs CRS Recovery, Inc., and Dale Mayberry informed Magistrate Judge Zimmerman that Defendant John Laxton had entered bankruptcy proceedings. Laxton apparently filed a bankruptcy petition in the United States Bankruptcy Court for the Northern District of California on October 13, 2010. See generally In re Laxton, No. 10-13957 (Bankr. N.D. Cal.). Accordingly, all proceedings in this action as to Laxton are stayed. See 11 U.S.C. § 362(a).

The Clerk has entered default against Defendant North Bay Real Estate, Inc., which is currently not represented by counsel.

1 Plaintiffs shall file a motion for default judgment within thirty
2 days from the date of this order, and upon their filing of a motion
3 for default judgment, said motion will be referred to a Magistrate
4 Judge, pursuant to Civil L.R. 72-1, to be heard and considered at
5 the convenience of his/her calendar. The Magistrate Judge shall
6 prepare findings and recommendation on the motion.

7 Plaintiffs' administrative motion to continue the trial date
8 is GRANTED in part. (Docket No. 226.) The final pretrial
9 conference and trial are VACATED. Dates for these proceedings will
10 be reset at a later time, if necessary.

11 A further case management conference will be held on Tuesday,
12 February 15, 2011 at 2:00 p.m.

13 IT IS SO ORDERED.

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15 Dated: 11/15/2010



CLAUDIA WILKEN
United States District Judge

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