

1 Ronald L. Richman, SBN 139189
 Susan J. Olson, SBN 152467
 2 Bullivant Houser Bailey PC
 601 California Street, Suite 1800
 3 San Francisco, California 94108
 Telephone: 415.352.2700
 4 Facsimile: 415.352.2701
 E-Mail: ron.richman@bullivant.com
 5 E-Mail: susan.olson@bullivant.com

6 Attorneys for Plaintiffs Laborers Trust Funds

7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

11 BOARD OF TRUSTEES OF THE
 LABORERS HEALTH AND WELFARE
 12 TRUST FUND FOR NORTHERN
 CALIFORNIA; BOARD OF TRUSTEES OF
 13 THE LABORERS VACATION-HOLIDAY
 TRUST FUND FOR NORTHERN
 14 CALIFORNIA; BOARD OF TRUSTEES OF
 THE LABORERS PENSION TRUST FUND
 15 FOR NORTHERN CALIFORNIA; and
 BOARD OF TRUSTEES OF THE
 16 LABORERS TRAINING AND RETRAINING
 TRUST FUND FOR NORTHERN
 17 CALIFORNIA,

18 Plaintiffs,

19 vs.

20 CONCRETE SURFACING SYSTEMS, INC.,
 a California corporation; RODNEY EUGENE
 21 SCOTT, an Individual; and DOES 1-10,

22 Defendants.

Case No.: C 07-06301 PJH (MEJ)

**REQUEST TO VACATE ORDER TO
 APPEAR AND SHOW CAUSE RE
 CONTEMPT OF COURT; ORDER
 THEREON**

Date: December 2, 2010
 Time: 10:00 a.m.
 Ctroom: B, 15th Floor
 Hon. Maria-Elena James

23
 24 Despite its best efforts, after months of trying, Plaintiffs and Judgment Creditors have
 25 been unable to serve Defendant and Judgment Debtor Rodney Eugene Scott with this Court's
 26 Order to Appear and Show Cause re Contempt of Court ("Order to Appear").
 27
 28

1 Based on the above, Plaintiffs respectfully request that this Court vacate the Order to
2 Appear.

3 DATED: December 1, 2010

4 BULLIVANT HOUSER BAILEY PC

5
6 By 
7 Ronald L. Richman
Susan J. Olson

8 Attorneys for Plaintiffs Laborers Trust Funds

9
10 **ORDER**

11 Based on the above and good cause appearing:

12 IT IS HEREBY ORDERED THAT the Order to Appear and Show Cause Re Contempt
13 of Court, scheduled for December 2, 2010 at 10:00 a.m., Courtroom B, 15th Floor, 450 Golden
14 Gate Avenue, San Francisco, California, is hereby vacated.

15 Should Plaintiffs be able to locate Rodney Eugene Scott, Plaintiffs may seek a new
16 hearing date for the Order to Appear and Show Cause re Contempt of Court.

17 Dated: December 7, 2010

18 Hon. Maria Elena James
19 United States District Judge



20 12962459.1