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5 Attorneys for Plaintiff

7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA

9 THE BOARD OF TRUSTEES, in their) No. CV 08-4302 PJH (MEJ)
10 capacities as Trustees of the LABORERS)
HEALTH AND WELFARE TRUST FUND)
11 FOR NORTHERN CALIFORNIA;)
LABORERS VACATION-HOLIDAY TRUST)
12 FUND FOR NORTHERN CALIFORNIA;)
LABORERS PENSION TRUST FUND FOR)
13 NORTHERN CALIFORNIA; and LABORERS)
TRAINING AND RETRAINING TRUST) **STIPULATION TO CONTINUE**
14 FUND FOR NORTHERN CALIFORNIA,) **SETTLEMENT CONFERENCE**
15 Plaintiff,)
16 v.)
17 HENRY CAESER HOLLAND, Individually;)
HENRY CAESER HOLLAND, Individually)
18 and doing business as RAINBOW BAY AREA)
ENTERPRISES; and RAINBOW BAY AREA)
19 ENTERPRISES,)
20 Defendants.)

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22 Plaintiffs, Board of Trustees of the Laborers Health and Welfare Trust Fund for Northern
23 California; Laborers Vacation-Holiday Trust Fund for Northern California; Laborers Pension Trust
24 Fund for Northern California; and Laborers Training and Retraining Trust Fund for Northern
25 California, and Defendants, Henry Caesar Holland, Individually; Henry Caesar Holland,
26 Individually and doing business as Rainbow Bay Area Enterprises; and Rainbow Bay Area
27 Enterprises, hereby stipulate that the Settlement Conference currently set for March 31, 2009 be

1 continued to May 29, 2009 at 10:00 a.m. before Magistrate Judge Maria Elena James. The parties
2 are currently in the process of attempting to resolve issues underlying this matter and would like
3 additional time to do so.

4 Dated: March 13, 2009

5 WEINBERG, ROGER & ROSENFELD
6 A Professional Corporation

7 */s/ Concepción E. Lozano-Batista*

8 By: CONCEPCION LOZANO-BATISTA
9 Attorneys for Plaintiffs

10 Dated: March 13, 2009

11 By: *HC*
12 Henry Caesar Holland, Individually;
13 Henry Caesar Holland, Individually and doing
14 business as Rainbow Bay Area Enterprises; and
15 Rainbow Bay Area Enterprises.

16 119377/523972



3/20/09

PARTIES WILL HAVE TO CLEAR
DATE WITH JUDGE JAMES.

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PROOF OF SERVICE

I am a citizen of the United States, and a resident of the State of California. I am over the age of eighteen years, and not a party to the within action. My business address is 1001 Marina Village Parkway, Suite 200, Alameda, California 94501-1091. On March 16, 2009, I served upon the following parties in this action:

HENRY CAESER HOLLAND,
Individually
2835 Beard Terrace
Fremont, CA 94555

HENRY CAESER HOLLAND,
Individually and doing business as
RAINBOW BAY AREA
ENTERPRISES
2835 Beard Terrace
Fremont, CA 94555

RAINBOW BAY AREA
ENTERPRISES
2835 Beard Terrace
Fremont, CA 94555

copies of the document(s) described as:

STIPULATION TO CONTINUE SETTLEMENT CONFERENCE

BY MAIL I placed a true copy of each document listed herein in a sealed envelope, addressed as indicated herein, and caused each such envelope, with postage thereon fully prepaid, to be placed in the United States mail at Alameda, California. I am readily familiar with the practice of Weinberg, Roger & Rosenfeld for collection and processing of correspondence for mailing, said practice being that in the ordinary course of business, mail is deposited in the United States Postal Service the same day as it is placed for collection.

BY PERSONAL SERVICE I placed a true copy of each document listed herein in a sealed envelope, addressed as indicated herein, and caused the same to be delivered by hand to the offices of each addressee.

BY FACSIMILE I caused to be transmitted each document listed herein via the fax number(s) listed above or on the attached service list.

I certify that the above is true and correct. Executed at Alameda, California, on March 16, 2009.



Karen Scott

119377/515247