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9 **Attorneys for Plaintiff**
10 **J & J Sports Productions, Inc.**

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **OAKLAND DIVISION**

14 **J & J SPORTS PRODUCTIONS, INC.,**

15 **Plaintiff,**

16 **v.**

17 **PAK SHING YEUNG, et al.**

18 **Defendants.**

19 **CASE NO. 4:10-cv-05133-CW**

20 **PLAINTIFF'S *EX PARTE***
21 **APPLICATION FOR AN ORDER**
22 **CONTINUING CASE MANAGEMENT**
23 **CONFERENCE AND EXTENDING**
24 **TIME TO COMPLETE SERVICE;**
25 **AND ORDER**

26 **TO THE HONORABLE CLAUDIA WILKEN, THE DEFENDANT/S AND HIS**
27 **ATTORNEY/S OF RECORD:**

28 Plaintiff J & J Sports Productions, Inc., hereby applies *ex parte* for an order continuing the Case Management Conference presently set for April 19, 2011 at 2:00 PM. As set forth below Plaintiff respectfully requests that the Court continue the Case Management Conference and extend the time to complete service to a new date approximately Thirty (30) to Forty-Five (45) days forward.

The request for the brief continuance is necessitated by the fact that Plaintiff has not yet perfected service of the initiating suit papers upon the Defendant Pak Shing Yeung, individually and d/b/a Hard Hats Bistro. As a result, Plaintiff's counsel has not conferred with the defendant concerning the claims, discovery, settlement, ADR or any of the other pertinent issues involving the case itself or the preparation of a Case Management Conference Statement.

1 Plaintiff recently identified an alternative address that it believes will be successful to serve
2 its initiating suit papers, upon the Defendant.

3 **WHEREFORE**, Plaintiff respectfully requests that this Honorable Court continue the Case
4 Management Conference, presently scheduled for April 19, 2011 at 2:00 PM and permit an additional
5 Thirty (30) to Forty-Five (45) days from today's date to effectuate service of the Summons and
6 Complaint filed in this matter, or to file a motion for service by publication, or in the alternative, a
7 Notice of Voluntary Dismissal as to Defendant.

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10 Respectfully submitted,

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13 Dated: April 12, 2011

/s/ Thomas P. Riley
LAW OFFICES OF THOMAS P. RILEY, P.C.
By: Thomas P. Riley
Attorneys for Plaintiff
J & J Sports Productions, Inc.

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I declare that:

I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is 1114 Fremont Avenue, South Pasadena, California. I am readily familiar with this law firm's practice for collection and processing of correspondence/documents for mail in the ordinary course of business.

On April 12, 2011, I served:

PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER CONTINUING CASE MANAGEMENT CONFERENCE AND EXTENDING TIME TO COMPLETE SERVICE; AND ORDER (Proposed)

On all parties in said cause by enclosing a true copy thereof in a sealed envelope with postage prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:

Pak Shing Yeung (Defendant)
11 San Pedro Rd.
Coma, CA 94014

I declare under the penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct, and that this declaration was executed on April 12, 2011, at South Pasadena, California.

Dated: April 12, 2011

/s/ Maria Baird
MARIA BAIRD