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6	Attorneys for Plaintiff J & J Sports Productions, Inc.		
7			
8	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA		
9	OAKLAND DIVISION		
10 11	J & J SPORTS PRODUCTIONS, INC.,	CASE NO. 4:10-cv-05133-CW	
11	Plaintiff,	PLAINTIFF'S EX PARTE	
12	V.	APPLICATION FOR AN ORDER CONTINUING CASE MANAGEMENT	
14		CONFERENCE AND EXTENDING	
15	PAK SHING YEUNG, et al.	TIME TO COMPLETE SERVICE; AND ORDER	
16	Defendants.		
17	TO THE HONORABLE CLAUDIA WILKEN, THE DEFENDANT/S AND HIS		
18	ATTORNEY/S OF RECORD:		
19			
20	Plaintiff J & J Sports Productions, Inc., hereby applies <i>ex parte</i> for an order continuing the Case		
21	Management Conference presently set for April 19		
22		ase Management Conference and extend the time to t_{45} days forward	
23	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		
24	perfected service of the initiating suit papers upon the Defendant Pak Shing Yeung, individually and		
25	d/b/a Hard Hats Bistro. As a result, Plaintiff's counsel has not conferred with the defendant		
26	concerning the claims, discovery, settlement, ADR or any of the other pertinent issues involving the		
27	case itself or the preparation of a Case Management Conference Statement.		
28			
	PLAINTIFF'S <i>EX PARTE</i> APPLICATION FOR AN ORDER CONT CASE MANAGEMENT CONFERENCE AND EXTENDING TIME COMPLETE SERVICE; AND ORDER (Proposed) - CASE NO. 4:10-cv-05133-CW		

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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.		
8			
9			
10		Respectfully submitted,	
11			
12			
13		///// D.D.1	
14	Dated: April 12, 2011	<u>/s/ Thomas P. Riley</u> LAW OFFICES OF THOMAS P. RILEY, P.C.	
15		By: Thomas P. Riley Attorneys for Plaintiff	
16		J & J Sports Productions, Inc.	
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	PLAINTIFF'S <i>EX PARTE</i> APPLICATION FOR AN ORDER CONTINUING CASE MANAGEMENT CONFERENCE AND EXTENDING TIME TO COMPLETE SERVICE; AND ORDER (P roposed) CASE NO. 4:10-cv-05133-CW		

1			
2	ORDER		
3			
4	It is hereby ordered that the Case Management Conference in civil action number 4:10-cv-05133-		
5	CW styled J & J Sports Productions, Inc. v. Pak Shing Yeung, et al., is hereby continued from 2:00 PM,		
6	April 19, 2011 to <u>May 31, 2011</u> . Plaintiff is granted an additional Thirty (30) to Forty-Five (45) days from today's date to		
7			
8	effectuate service of the Summons and Complaint filed in this matter, or to file a motion for service by publication, or in the alternative, a Notice of Voluntary Dismissal as to defendant Pak Shing		
9	Yeung individually and d/b/a Hard Hats Bistro, where service has not been made or service by		
10	publication requested.		
11	Plaintiff shall serve a copy of this Order on the Defendant and thereafter file a Certification of		
12	Service of this Order with the Clerk of the Court.		
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14			
5			
6	IT IS SO ORDERED:		
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9	Cardialett Dated: 4/15/2011		
20	THE HONORABLE CLAUDIA WILKEN		
21	United States District Court Northern District of California		
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	PROOF OF SERVICE (SERVICE BY MAIL)		
	PLAINTIFF'S <i>EX PARTE</i> APPLICATION FOR AN ORDER CONTINUING CASE MANAGEMENT CONFERENCE AND EXTENDING TIME TO COMPLETE SERVICE; AND ORDER (P roposed) CASE NO. 4:10-cv-05133-CW		

1			
2	I declare that:		
3			
4	I am employed in the County of Los Angeles, California. I am over the age of eighteen years		
5	and not a party to the within cause; my business address is 1114 Fremont Avenue, South Pasadena,		
6	California. I am readily familiar with this law firm's practice for collection and processing of		
7	correspondence/documents for mail in the ordinary course of business.		
8			
9	On April 12, 2011, I served:		
10			
11	PLAINTIFF'S <i>EX PARTE</i> APPLICATION FOR AN ORDER CONTINUING CASE MANAGEMENT CONFERENCE AND EXTENDING TIME TO COMPLETE		
12 SERVICE; AND ORDER (Proposed)			
13	On all parties in said cause by enclosing a true copy thereof in a sealed envelope with postage		
14	prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:		
15			
16	Pak Shing Yeung (Defendant)		
17	11 San Pedro Rd. Coma, CA 94014		
18	Coma, CA 94014		
19	I declare under the penalty of perjury pursuant to the laws of the United States that the		
20	foregoing is true and correct, and that this declaration was executed on April 12, 2011, at South		
21	Pasadena, California.		
22			
23	Dated: April 12, 2011 /s/ Maria Baird		
24	MARIA BAIRD		
25			
26			
27			
28			
	PLAINTIFF'S <i>EX PARTE</i> APPLICATION FOR AN ORDER CONTINUING CASE MANAGEMENT CONFERENCE AND EXTENDING TIME TO COMPLETE SERVICE; AND ORDER (P ropose d) CASE NO. 4:10-cv-05133-CW		