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7 **UNITED STATES DISTRICT COURT**
 8 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

10 iTALENT CORPORATION,
 11 Plaintiff,

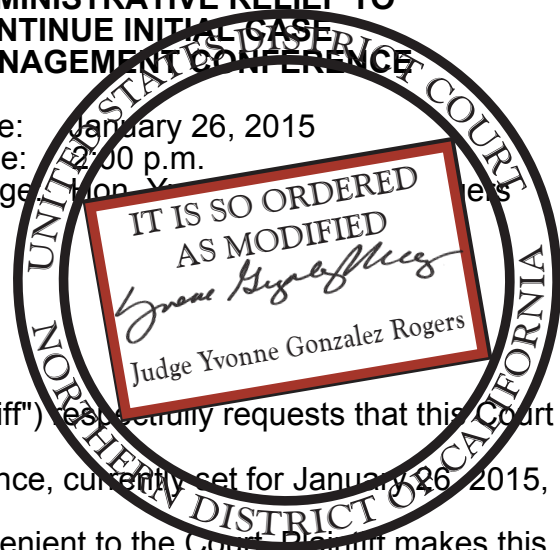
12 v.

13 iTALENT INC. dba iTALENT-DWISE,
 14 INC.,
 15 Defendant.

CASE NO. **4:14-cv-04558-YGR**

**PLAINTIFF'S MOTION AND
 [PROPOSED] ORDER FOR
 ADMINISTRATIVE RELIEF TO
 CONTINUE INITIAL CASE
 MANAGEMENT CONFERENCE**

Date: January 26, 2015
 Time: 1:00 p.m.
 Judge: Hon. Y.



18 Plaintiff iTALENT CORPORATION ("Plaintiff") respectfully requests that this Court
 19 reschedule the Initial Case Management Conference, currently set for January 26, 2015,
 20 to March 23, 2015 or the next available date convenient to the Court. Plaintiff makes this
 21 request because Plaintiff believes that Plaintiff and iTalent Inc. ("Defendant") are close to
 22 resolving this dispute outside of this Court and because, on account of the ongoing
 23 settlement discussions between the parties, Plaintiff has not yet served its Complaint
 24 upon Defendant.
 25

26 Desiring to avoid unnecessarily taxing this Court's resources, Plaintiff has delayed
 27 serving its Complaint on Defendant in order to provide time for settlement discussions to
 28

1 proceed before the Defendant is forced to file an Answer and before the parties engage
2 in motion practice, discovery, and further litigation. Pursuant to Rule 4(m) of the Federal
3 Rules of Civil Procedure, the deadline for Plaintiff to serve its Complaint on Defendant is
4 120 days after Plaintiff filed its Complaint. That deadline has not yet passed; in this case,
5 that deadline is February 10, 2015. Plaintiff believes that it is likely that the parties will
6 resolve their dispute before February 10, 2015, in which case a Case Management
7 Conference will not be necessary.

8
9 If the parties do not resolve their dispute before February 10, 2015, then Plaintiff
10 intends to serve the Defendant on or before the February 10 deadline, in which case
11 scheduling the Case Management Conference for March 23, 2015, would allow sufficient
12 time for the parties to prepare and file one or more Case Management Statements and
13 otherwise to prepare for the Case Management Conference.

14 Accordingly, in order to avoid unnecessary use of the Court's resources, Plaintiff
15 respectfully requests that the Court continue the conference until March 23, 2015 or the
16 next available date convenient to the Court.

17
18 DATED: January 19, 2015

BALL LAW CORPORATION

19
20 By: /s/ JONATHAN S. BALL
21 JONATHAN S. BALL
22 Attorneys455 for Plaintiff
iTALENT CORPORATION

23 ~~[PROPOSED]~~ ORDER

24 **IT IS SO ORDERED.** The case management conference shall be continued to March 30, 2015.

25
26 DATED: January 21, 2015


27 THE HON. YVONNE GONZALEZ ROGERS
United States District Judge