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11 Attorneys for Plaintiffs

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

14 THE BOARD OF TRUSTEES, in their
 15 capacities as Trustees of the LABORERS
 16 HEALTH AND WELFARE TRUST FUND
 17 FOR NORTHERN CALIFORNIA;
 18 LABORERS VACATION-HOLIDAY TRUST
 19 FUND FOR NORTHERN CALIFORNIA;
 20 LABORERS PENSION TRUST FUND FOR
 21 NORTHERN CALIFORNIA; and LABORERS
 22 TRAINING AND RETRAINING TRUST
 23 FUND FOR NORTHERN CALIFORNIA,

24 Plaintiffs,

25 v.

26 BROADWAY MECHANICAL -
 27 CONTRACTORS, INC., a California
 28 Corporation,

Defendant.

No. 4:14-CV-04668-JSW

**STIPULATION AND ~~PROPOSED~~
 ORDER EXTENDING TIME FOR
 DEFENDANT TO ANSWER
 PLAINTIFFS' COMPLAINT;
 REQUEST TO CONTINUE CASE
 MANAGEMENT CONFERENCE**

Pursuant to Federal Rules of Civil Procedure 12, and Local Rule 6-1(a), Plaintiffs and Defendants hereby stipulate to extend the time within which Defendants have to answer or otherwise respond to Plaintiffs' Complaint.

1 Plaintiffs filed the Complaint in this action on October 20, 2014. The parties are currently
2 attempting to resolve this matter. On February 2, 2015, the parties met and reached a tentative
3 resolution of this case, which required Plaintiffs to complete a full audit of Defendant’s books and
4 records prior to finalizing the settlement. Plaintiffs recently completed an audit of Defendant’s
5 books and records and forwarded the audit results to Defendant. Plaintiffs and Defendant are
6 currently working on settling this matter based on the audit amounts discovered. Plaintiffs and
7 Defendant request additional time to finalize the audit, review the audit results and come to a final
8 agreement on the settlement of this case.

9 With this Stipulation, Defendants’ deadline for answering and or otherwise responding to
10 the Complaint is extended to July 15, 2015, to allow the parties additional time to attempt to
11 resolve this matter.

12 Pursuant to Civil Local Rules 7-12 and 16-2, the parties also request that the Court
13 continue the Case Management Conference currently scheduled for May 22, 2015 at 11:00 am for
14 60 days. The parties also agree that pursuant to Local Rule 6-1(a), this stipulation is respectfully
15 submitted to the Court for approval without the necessity of a hearing.

16 Dated: May 21, 2015

17 WEINBERG, ROGER & ROSENFELD
18 A Professional Corporation

19 By: /s/ Concepcion E. Lozano-Batista
20 CONCEPCION E. LOZANO-BATISTA,
Attorneys for Plaintiffs

21 Dated: May 21, 2015

22 Kelly Litigation Group

23 By: /s/ Michael Mengarelli
24 MICHAEL MENGARELLI,
25 Attorney for Defendant

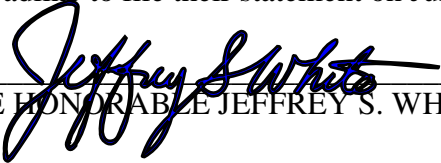
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~~[PROPOSED]~~ ORDER

It is so ordered that the Stipulations extending the time for Defendant to Answer Plaintiffs' Complaint and continuing the May 22, 2015 Case Management Conference are entered in this matter, as set forth above. In addition, the Court orders: the case management conference is **HEREBY CONTINUED** to July 24, 2015 at 11:00 a.m. The parties' joint case management statement is due to be filed by no later than July 17, 2015. If the parties seek to continue the case management conference, they shall file a stipulation or administrative motion with sufficient time to allow the Court to rule on the request before deadline to file their statement on July 17, 2015.

Dated: May 21 _____, 2015



THE HONORABLE JEFFREY S. WHITE

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