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 8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 RUSSELL E. BURNS, et al.,
 11 Plaintiffs,
 12 v.
 13 MRB CALIFORNIA ENTERPRISES, INC., a
 California Corporation; MUSU BENNETT, an
 14 Individual,
 15 Defendant.

Case No.: C14-05115 JSW

**PLAINTIFFS’ REQUEST TO
 CONTINUE CASE MANAGEMENT
 CONFERENCE; [PROPOSED] ORDER
 THEREON**

Date: February 27, 2015
 Time: 11:00 a.m.
 Dept.: Courtroom 5, 2nd Floor,
 Oakland, CA
 Judge: Honorable Jeffrey S. White

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 18 Plaintiffs respectfully request that the Case Management Conference, currently scheduled
 19 for February 27, 2015, be continued for approximately sixty (60) days, or as soon thereafter as
 20 may be convenient for the Court. Good cause exists for the requested continuance as follows:

21 1. As the Court’s records will reflect, this action was filed by Plaintiffs on November
 22 19, 2014 to compel Defendants’ compliance with its obligations to pay monthly contributions to
 23 Plaintiffs for hours worked by its employees, pursuant to its Collective Bargaining Agreement
 24 [Dkt. 1].

25 2. Personal service on Defendant MRB California Enterprises, Inc. (“MRB”) was
 26 completed on January 9, 2015. Personal service was completed on Defendant Musu Bennett on
 27 February 6, 2015. Proofs of Service of Summons for Defendants MRB and Musu Bennett were
 28 filed with the Court on February 2, 2015 and February 19, 2015, respectively [Dkt. 11 & 15].

1 3. Defendant MRB failed to file a responsive pleading to Plaintiffs' complaint by its
2 deadline. On February 11, 2015, Plaintiffs filed a Request for Entry of Default [Dkt. 13].

3 4. Default was entered as to Defendant MRB on February 12, 2015 [Dkt. 14].

4 5. Defendant Musu Bennett has yet to file a responsive pleading to Plaintiffs'
5 complaint. Defendant Musu Bennett's deadline to file a responsive pleading is February 27, 2015.

6 6. There are no issues that need to be addressed by the parties at the currently
7 scheduled Case Management Conference. In the interest of conserving costs, as well as the
8 Court's time and resources, Plaintiffs respectfully request that the Case Management Conference,
9 currently scheduled for February 27, 2015, be continued for approximately sixty (60) days, to
10 allow sufficient time for Defendant to respond to Plaintiffs' complaint. If Defendant fails to
11 respond by the deadline, Plaintiffs will Request Entry of Default against Defendant Musu Bennett,
12 and then prepare a Motion for Default Judgment as to all Defendants.

13 Date: February 20, 2015

SALTZMAN & JOHNSON
LAW CORPORATION

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/S/

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By: _____

Adrian L. Canzoneri
Attorney for Plaintiffs

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18 **IT IS SO ORDERED.**

19 Based on the foregoing, and GOOD CAUSE APPEARING, the currently set Case Management
20 Conference is hereby continued to April 24, 2015 at 11:00 a.m.. All related deadlines are extended
21 accordingly.

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23 Date: February 23, 2015


UNITED STATES DISTRICT JUDGE

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