

1 BARRY E. HINKLE, Bar No. 071223  
 2 CONCEPCIÓN E. LOZANO-BATISTA, Bar No. 227227  
 3 TRACY L. MAINGUY, Bar No. 176928  
 4 RYAN B. KADEVARI, Bar No. 302957  
 5 WEINBERG, ROGER & ROSENFELD  
 6 A Professional Corporation  
 7 1001 Marina Village Parkway, Suite 200  
 8 Alameda, California 94501  
 9 Telephone (510) 337-1001  
 10 Fax (510) 337-1023  
 11 E-Mail: bhinkle@unioncounsel.net  
 12 clozano@unioncounsel.net  
 13 tmainguy@unioncounsel.net  
 14 rkadevari@unioncounsel.net

Attorneys for Plaintiffs

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA

12 THE BOARD OF TRUSTEES, in their  
 13 capacities as Trustees of the LABORERS  
 14 HEALTH AND WELFARE TRUST FUND  
 15 FOR NORTHERN CALIFORNIA, et al.,  
 16  
 17 Plaintiffs,  
 18  
 19 v.  
 20 TDW CONSTRUCTION, INC., a California  
 21 Corporation,  
 22  
 23 Defendant.

No. 4:17-cv-03165 KAW

**FURTHER NOTICE REGARDING  
 SETTLEMENT; STIPULATION TO  
 CONTINUE CASE MANAGEMENT  
 CONFERENCE; [PROPOSED] ORDER  
 THEREON**

Judge: Hon. Kandis A. Westmore

21 Plaintiffs, The Board of Trustees, in their capacities as Trustees of the Laborers Health  
 22 and Welfare Trust Fund for Northern California; Laborers Vacation-Holiday Trust Fund for  
 23 Northern California; Laborers Pension Trust Fund for Northern California; and Laborers Training  
 24 and Retraining Trust Fund for Northern California (“Trust Funds” or “Plaintiffs”), by and through  
 25 their Counsel, and Defendant TDW Construction, Inc. (“Defendant”), by and through its Counsel,  
 26 hereby notify the Court that Plaintiffs and Defendant reached a verbal settlement in the above-  
 27 captioned case at the mediation held on June 7, 2018. The parties reduced their settlement to  
 28 writing. Plaintiffs are awaiting delivery by FedEx of the original, fully executed settlement

1 agreement and execution payment. Upon receipt of the same, within the next seven (7) days, the  
2 parties will execute a stipulation for entry of a stipulated judgment.

3 In light of the above status of the settlement, pursuant to Civil Local Rules 7-12 and 16-2,  
4 the parties stipulate and agree that the Case Management Conference currently scheduled for  
5 September 11, 2018 at 1:30 p.m. be continued until September 18, 2018 at 1:30 p.m.

6 Dated: September 4, 2018

WEINBERG, ROGER & ROSENFELD  
A Professional Corporation

7  
8 By: /s/ Tracy L. Mainguy  
9 TRACY L. MAINGUY  
Attorneys for Plaintiffs

10 Dated: September 4, 2018

11 By: /s/ William Thomson  
12 William Thomson  
Attorney for Defendant

13 **[PROPOSED] ORDER**

14 The parties notified the Court that the parties executed a settlement, and that Defendant  
15 forwarded the original, fully executed settlement agreement by FedEx to Plaintiffs with the  
16 execution payment. The settlement includes entry of a stipulated judgment in favor of Plaintiffs,  
17 which will be filed upon receipt of the original, fully executed settlement agreement and  
18 execution payment. Good Cause Appearing and based upon the Stipulation above, the Case  
19 Management Conference set for September 11, 2018 at 1:30 p.m. is continued until September  
20 18, 2018.

21 IT IS SO ORDERED.

22  
23 Dated: 9/10/18

Kandis Westmore  
HONORABLE KANDIS A. WESTMORE  
United States District Court Magistrate Judge

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