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**\*E-FILED - 2/11/10\***

6 Attorneys for Plaintiff

7 **UNITED STATES DISTRICT COURT**  
 8 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION**

10 MOSS LANDING COMMERCIAL PARK, )  
 11 LLC., )  
 12 ) Plaintiff,  
 13 ) vs. )  
 14 KAISER ALUMINUM CORPORATION, )  
 15 KAISER ALUMINUM AND CHEMICAL )  
 16 CORPORATION, and DOES 1 through 100, )  
 17 Inclusive, )  
 18 ) Defendants.

**Case No.: 5:07-CV-06072 RMW**  
**REQUEST FOR TELEPHONIC**  
**APPEARANCE FOR CASE**  
**MANAGEMENT CONFERENCE**  
**AND ORDER**  
**Date: 3/5/2010**  
**Time: 10:30 am**  
**Courtroom: 6**  
**Hon. Ronald M. Whyte, Judge**

**TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

19 Plaintiffs, MOSS LANDING COMMERCIAL PARK, LLC., hereby respectfully request  
 20 that their counsel, Christopher C. Cayce, be allowed to appear telephonically at the Case  
 21 Management Conference scheduled for 10:30 am., on March 5, 2010, in Department 6.

22 Counsel for Plaintiffs is based in Monterey, California. Counsel would like to appear at  
 23 the conference by telephone in order to avoid additional attorney’s fees accruing from  
 24 commuting from Monterey to San Jose, California. Accordingly, Plaintiffs request that the court  
 25 allow their counsel to make a telephonic appearance at the conference.

26 Dated: February 1, 2010  
 27 Respectfully Submitted,  
 28 Law Offices of Christopher C. Cayce

By: /s/ Christopher C. Cayce  
**CHRISTOPHER C. CAYCE**

**ORDER**

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Upon request being made by Plaintiffs for their counsel to appear at the Case Management Conference scheduled for March 5, 2010, by telephonic appearance and good cause appearing:

**IT IS ORDERED** that counsel for Plaintiffs may appear telephonically at the Case Management Conference, scheduled for March 5, 2010.

XX

OTHER ORDERS: The Court will initiate the call between the hours of 10:30 am to 12:30 pm that day. Counsel should be on phone stand by during this time.

Dated: 2/9/10

*Ronald M. Whyte*  
Honorable Ronald M. Whyte

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA, COUNTY OF MONTEREY

3 I am employed in the County of Monterey, State of California. I am over the age of 18  
4 and not party to the within action; and my business address and telephone number is 470 Tyler  
5 Street, 2<sup>nd</sup> Floor, Monterey, California; Ph: (831) 373-2610.

6 On the date signed below, I served the following document(s):

7 ***Request For Telephonic Appearance for Case Management Conference***

8 on the following individuals and/or entities addressed as follows:

9  
10 Thomas M. Donnelly  
11 JONES DAY  
12 555 California Street, 26<sup>th</sup> Floor  
13 San Francisco, CA 94104-1500

14 in the following manner:

- 15  **(MAIL)** by placing a true copy thereof enclosed in a sealed envelope with postage  
16 thereon fully prepaid to be deposited in the United States mail at Monterey, California.  
17  **(FAX)** by sending a true copy thereof by facsimile transmission to the individual and/or  
18 entity and fax number listed above.  
19  **(FEDERAL EXPRESS)** by overnight courier of the document(s) listed above to the  
20 person(s) at the address(es) set forth above.  
21  **(BY ELECTRONIC SERVICE)** Pursuant to CM/ECF System, registration as a  
22 CM/ECF user constitutes consent to electronic service through the Court's transmission  
23 facilities. The Court's CM/ECF systems send an e-mail notification of the filing to the  
24 parties and counsel of record listed above who are registered with the Court's CM/ECF  
25 system.

26 I declare under penalty of perjury under the laws of the State of California that the  
27 foregoing is true and correct. Executed on this 2nd day of February, 2010, in Monterey,  
28 California.

\_\_\_\_\_  
/s/ Amy L. Bullock  
AMY L. BULLOCK