Solis v. Williams et al Doc. 35 LAWRENCE BREWSTER, Regional Solicitor DANIELLE L. JABERG, Counsel for ERISA 2 California Bar No. 256653 jaberg.danielle@dol.gov Office of the Solicitor, U.S. Department of Labor 3 90 Seventh St., Suite 3-700 San Francisco, CA 94103-1516 4 Phone (415) 625-7740 Fax (415) 625-7772 5 EVAN H. NORDBY, Trial Attorney 6 Washington Bar No. 35937 nordby.evan@dol.gov 7 Office of the Solicitor, U.S. Department of Labor *E-FILED - 12/4/09* 1111 Third Avenue, Suite 945 8 Seattle, WA 98101 Phone (206) 553-0940 9 Fax (206) 553-2768

10 Attorneys for Hilda L. Solis, Secretary United States Department of Labor, Plaintiff 11 UNITED STATES DISTRICT COURT FOR THE 12 NORTHERN DISTRICT OF CALIFORNIA 13 HILDA L. SOLIS, 1 Secretary of the United Case No.: C08-05643 RMW 14 States Department of Labor, 15 ORDER GRANTING MOTION Plaintiff, TO CONTINUE HEARING ON 16 DEFENDANTS' MOTION TO VACATE V. DEFAULT JUDGMENT AND ENTER 17 MICHAEL D. WILLIAMS, an individual; **ANSWER** POWER & DATA TECHNOLOGY, INC., a 18 California corporation; and POWER & DATA) TECHNOLOGY, INC., 401(K) PROFIT 19 SHARING PLAN, an employee pension benefit plan, 20 21 Defendants. 22 23 ¹ Hilda L. Solis was confirmed as Secretary of Labor on February 24, 2009, and is 24 substituted as Plaintiff in this action. See Fed. R. Civ. P. 25(d) 25

No. C08-05643 RMW - Order Granting Motion to Continue Hearing on Defendants' Motion To Vacate Default Judgment And Enter Answer

1	1. On October 29, 2009, Plaintiff Hilda L. Solis, Secretary of Labor, United States
2	Department of Labor (the "Secretary"), filed a Motion To Continue Hearing On Defendants'
3	Motion To Vacate Default Judgment And Enter Answer, pursuant to Civil Local Rules 6 and 7.
4	2. After review of the moving papers, the Court finds that the Secretary has
5	demonstrated good cause sufficient to warrant the requested continuance.
6	Accordingly, IT IS HEREBY ORDERED that the hearing on Defendants' Motion To
7	Vacate Default Judgment And Enter Answer is continued to December 4, 2009, at 9:00 a.m.
8	Royaldmid
9	Dated: 12/4/09 Konald M. Whyte
10	UNITED STATES DISTRICT JUDGE
11	Presented by: UNITED STATES DEPARTMENT OF LABOR
13	Deborah Greenfield Acting Deputy Solicitor
14 15	Lawrence Brewster Regional Solicitor
16 17	Danielle L. Jaberg Counsel for ERISA
18 19	By: <u>/s/ Evan H. Nordby</u> Evan H. Nordby Trial Attorney
20	Dated: October 29, 2009
21	
22	
23	
,,	

No. C08-05643 RMW – Order Granting Motion to Continue Hearing on Defendants' Motion To Vacate Default Judgment And Enter Answer

25