

**** E-filed January 27, 2010 ****

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

11 TRUSTEES OF THE U.A. LOCAL 393
12 PENSION FUND AND THE U.S. LOCAL
13 393 HEALTH AND WELFARE TRUST
FUND

14 Plaintiffs,

15 v.

16 GMP MECHANICAL CONSTRUCTION
17 CORPORATION aka PACIFIC AIR
SOLUTIONS aka PACIFIC AIR
18 SOLUTIONS SERVICE COMPANY, a
California corporation, and PACIFIC AIR
19 SOLUTIONS, a California corporation,

20 Defendants.

CASE NO: C 09 04821 - HRL

**STIPULATED REQUEST TO
CONTINUE INITIAL CASE
MANAGEMENT CONFERENCE;
and ~~PROPOSED~~ ORDER**

22 TO THE HONORABLE COURT AND TO ALL PARTIES AND THEIR
23 ATTORNEYS OF RECORD:

24 WHEREAS the complaint in this matter was filed with the Court on October 9, 2009
25 and at that time the Court scheduled the initial Case Management conference for February 2,
26 2010, and the FR Civ P 16 and 26 disclosures and reports accordingly.

27 WHEREAS the Plaintiffs filed a first amended complaint with the Court on December 2,
28

STIPULATION TO CONTINUE INITIAL CASE MANAGEMENT CONFERENCE & ~~PROPOSED~~ ORDER
CASE NO: C 09 04821 - HRL

1 2009.

2 WHEREAS, Defendant PACIFIC AIR SOLUTIONS SERVICE COMPANY,
3 erroneously sued as an a.k.a of GMP MECHANICAL CONSTRUCTION CORPORATION,
4 was served with a copy of the summons and complaint on January 6, 2010, and retained counsel
5 soon thereafter.


6 WHEREAS, Defendant PACIFIC AIR SOLUTIONS SERVICE COMPANY, having
7 just been served, does not have adequate time to thoroughly investigate this matter and gather the
8 necessary information so as to timely file a Rule 26(f) report, determine if ADR is appropriate,
9 and complete its initial disclosures before the February 2, 2010 Case Management Conference.

10 WHEREAS the Plaintiffs have yet to serve all the Defendants in this matter and
11 it would serve the interests of judicial economy if all parties are present and participate
12 in the initial Case Management Conference.

13 NOW, THEREFORE, the parties hereby stipulate and respectfully request that the Court
14 enter an order continuing the initial Case Management Conference, currently scheduled for
15 February 2, 2010 until a future date convenient to the Court.

16 DATED: January 22, 2010

RALPH D. HUGHES, PC

17
18 By: 
19 Brad Stuckey, Esq.

20 Attorneys for Defendant
21 PACIFIC AIR SOLUTIONS
SERVICE COMPANY

22 DATED: January 21, 2010

**WYLIE, McBRIDE, PLATTEN &
RENNER**

23
24 By: 
25 Mark S. Renner, Esq.

26 Attorneys for Plaintiffs
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STIPULATION TO CONTINUE INITIAL CASE MANAGEMENT CONFERENCE & ~~(PROPOSED)~~ ORDER
CASE NO: C 09 04821 - HRL

1 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
2 "conformed" signature (/s/) within this e-filed document.

3 DATED: January 14, 2010

RALPH D. HUGHES, PC

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By: / s /
Brad Stuckey, Esq.

1 ~~PROPOSED~~ ORDER

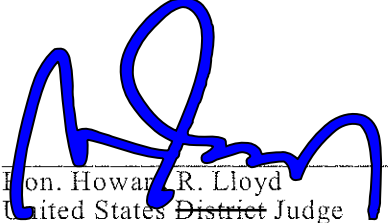
2 Upon review of the Stipulation and Request for Order Continuing Case Management
3 Conference submitted by the parties, through their respective counsel herein, and good cause
4 appearing therefore,

5 IT IS HEREBY ORDERED:

- 6 1. The Initial Case Management Conference set for February 2, 2010 is vacated; and
7 2. The Initial Case Management Conference is now scheduled
8 for April 13, 2010 at 1:30 p.m., in Courtroom 2, of the United
9 States District Court, San Jose Division, located at 280 South First Street, San
10 Jose, CA 95113.
11 3. The parties shall adjust the dates for the conference, disclosures and report
12 required by FR Civ P 16 and 26 accordingly.

13 IT IS SO ORDERED.

14 DATED: January 27, 2010


15 Hon. Howard R. Lloyd
16 United States District Judge
17 Magistrate
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