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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

International Brotherhood of Electrical  
Workers District 9 Pension Plan, et al.,

NO. C 10-00637 JW

Plaintiffs,

**ORDER CONTINUING CASE  
MANAGEMENT CONFERENCE;  
SETTING DEADLINE FOR FIRST  
AMENDED COMPLAINT**

v.

Guardian Communications & Environmental  
Systems, Inc.,


Defendant.

This case is scheduled for a Case Management Conference on June 28, 2010. Pursuant to the Federal Rules of Civil Procedure and Local Rules of this Court, Plaintiffs duly submitted a Joint Case Management Statement and Proposed Order. (hereafter, "Statement," Docket Item No. 9.) Defendant did not file any Statement or provide any explanation for failing to do so.

In their Statement, Plaintiffs request a continuance of the Case Management Conference to allow them time to amend their Complaint to include additional monies allegedly owed to them by Defendant. (Statement at 3.) Finding good cause, the Court CONTINUES the Case Management Conference to **September 20, 2010 at 10 a.m.**

On or before **July 16, 2010**, Plaintiffs shall file their First Amended Complaint. Plaintiffs shall serve their First Amended Complaint on Defendant in accordance with the Federal Rules of Civil Procedure.

Dated: June 24, 2010

  
\_\_\_\_\_  
JAMES WARE  
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Brett Lawrence McKague blm@artisanlaw.com  
3 Eileen Marie Bissen ebissen@neyhartlaw.com  
4 Mark Hanley Lipton liptonapc@aol.com

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**Dated: June 24, 2010**

**Richard W. Wieking, Clerk**

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**By:           /s/ JW Chambers**  
**Elizabeth Garcia**  
**Courtroom Deputy**

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