

1 **Thomas P. Riley, SBN 194706**
2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**
3 **First Library Square**
4 **1114 Fremont Avenue**
5 **South Pasadena, CA 91030**

6 **Tel: 626-799-9797**
7 **Fax: 626-799-9795**
8 **TPRLAW@att.net**

9 **Attorneys for Plaintiffs**
10 **J & J Sports Productions, Inc.**

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN JOSE DIVISION**

14 **J & J SPORTS PRODUCTIONS, INC.,**

15 **Plaintiff,**

16 **vs.**

17 **NELIA VELASCO NISPEROS, et al.**

18 **Defendant.**

19 **CASE NO. 5:10-cv-01890-LHK**

20 **PLAINTIFF'S *EX PARTE***
21 **APPLICATION FOR AN ORDER**
22 **VACATING THE CASE**
23 **MANAGEMENT CONFERENCE; AND**
24 **ORDER (*Proposed*)**

25 **TO THE HONORABLE LUCY H. KOH, THE DEFENDANT, AND HER**
26 **ATTORNEYS OF RECORD:**

27 Plaintiff J & J Sports Productions, Inc. hereby applies *ex parte* for an order vacating the Case
28 Management Conference in this action, presently set for Tuesday, August 24, 2010 at 1:30 p.m. This
request will be, and is, necessitated by the fact that defendant Nelia Velasco Nisperos, individually and
d/b/a Mr. Suave is in default and Plaintiff's Application for Default Judgment will soon be filed with
this Honorable Court.

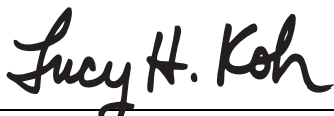
As such, as of this writing, Plaintiff has yet to receive an answer or any other responsive
pleading from the defendant. As a result, Plaintiff's counsel has not conferred with the defendant
concerning the claims, discovery, settlement, ADR or any of the other pertinent issues involving the
case itself or the preparation of a Case Management Conference Statement.

ORDER (Proposed)

It is hereby ordered that the Case Management Conference in civil action number 5:10-cv-01890-LHK styled *J & J Sports Productions, Inc. v. Nelia Velasco Nisperos, et al.*, is hereby vacated.

Plaintiff shall also serve a copy of this Order on the Defendants and thereafter file a Certification of Service of this Order with the Clerk of the Court.

IT IS SO ORDERED:



Dated: August 20, 2010

THE HONORABLE LUCY H. KOH
United States District Court
Northern District of California

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