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**\*E-FILED 11-29-2010\***

NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

DEBORAH GARCIA,

No. C10-02804 HRL

Plaintiff,

**ORDER CONTINUING INITIAL CASE  
MANAGEMENT CONFERENCE**

v.

LAW OFFICE OF DAVID SEAN DUFEK;  
DAVID SEAN DUFEK; JODY LOFGREN;  
WENDY MEYERS; CACH, LLC; CACV OF  
COLORADO, LLC; COLLECT AMERICA,  
LTD.,

Defendants.

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At the parties' request, the initial case management was continued to November 30, 2010. However, the parties have failed to file a Joint Case Management Statement as required by Civil Local Rule 16-9. Additionally, defendants have not yet consented or declined to proceed before a United States Magistrate Judge.

Accordingly, the initial case management conference is **continued to December 14, 2010, 1:30 p.m.** The parties shall file a Joint Case Management Statement no later than **December 7, 2010.** Failure to timely file that statement (or a separate statement if opposing counsel fails to participate in preparation of a statement) may result in sanctions and, possibly, an order to show cause why the case should not be dismissed (or default entered if it is the defendant who fails to file a statement) for failure to prosecute (or defend) the action.

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Additionally, **no later than December 7, 2010**, defendants shall file either a consent or  
declination to proceed before a United States Magistrate Judge. The forms are available from  
the Clerk of the Court and on the court's website at [www.cand.uscourts.gov](http://www.cand.uscourts.gov).

SO ORDERED.

Dated: November 29, 2010



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HOWARD B. LLOYD  
UNITED STATES MAGISTRATE JUDGE

1 5:10-cv-02804-HRL Notice has been electronically mailed to:

2 Ben Edward Dupre duprelaw@gmail.com

3 David Sean Dufek , Sr davidseandufek@aol.com

4 Counsel are responsible for distributing copies of this document to co-counsel who have not  
5 registered for e-filing under the court's CM/ECF program.

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