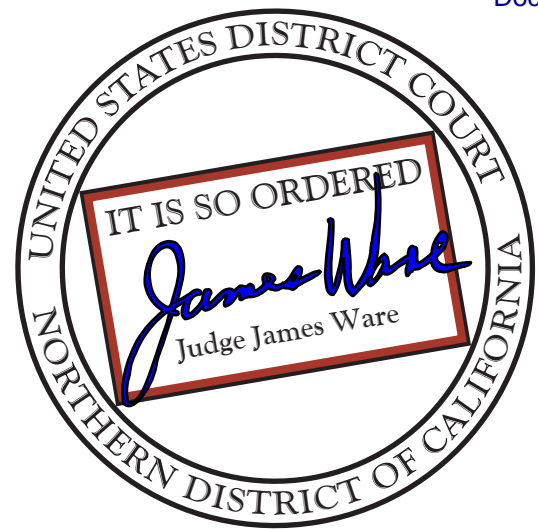


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 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 EQUAL EMPLOYMENT OPPORTUNITY
 COMMISSION,
 11
 Plaintiff,
 12
 v.
 13 ROBERT MORGAN ENT.,
 14
 Defendant.

Case No. C-10-04757 JW
 EX PARTE APPLICATION FOR ORDER
 CONTINUING DEBTOR'S
 EXAMINATION
 Honorable James Ware
 Courtroom 9, 19th Floor

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 16 1. On or about June 10-15, 2012, the parties entered into a Stipulation to change the
 17 date of a debtor's examination in the above referenced matter to August 13, 2012. A true copy of
 18 the Stipulation entered into between the parties is attached hereto, labeled Exhibit "A" and
 19 incorporated by this reference herein. The Stipulation specifies that the new date for the
 20 examination is August 13, 2012 at 9:00 a.m. The order also states the new date for the
 21 examination is August 13, 2012.

22 2. When the Court received the Stipulation, the Court changed the continued hearing
 23 date to September 10, 2012.

24 3. Counsel for the examinee immediately advised EEOC attorney Raymond Cheung
 25 that he was unavailable on September 10, 2012.

26 4. The reason for counsel's unavailability is that he is on a pre-planned, pre-paid
 27 vacation out of the country.

28 5. Counsel is available September 24, 2012 or thereafter.

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6. Mr. Cheung refused to stipulate to continue the examination.

Wherefore, it is requested that the Court sign the proposed order continuing the debtor's examination to either September 24, 2012 or a date thereafter that is convenient to the Court.

Dated: July 12, 2012

Respectfully submitted,
LAW OFFICES OF STEVEN A. CLAIR
/s/ Steven A. Clair
Steven A. Clair, Attorney for Defendant

~~PROPOSED~~ ORDER

The Court hereby incorporates the foregoing and reschedules the Judgment Debtor Examination to take place on September 24, 2012 at 9:00 a.m. in Courtroom 9, 19th Floor. It is so ordered.

Dated: July 18, 2012


Hon. James Ware
UNITES STATES DISTRICT CHIEF JUDGE