TELEPHONE (408) 279-7000

Pursuant to this Court's order on March 26, 2013, the Case Management Conference (Dkt. 98) shall now be heard on April 9, 2013 at 1:30 p.m. in Courtroom 2. Plaintiff's lead counsel, Kevin Pasquinelli is in charge of matters related to the case management in this case and will be attending the CMC on behalf of Plaintiff; however Mr. Pasquinelli will be in Texas due to a hearing in regards to another case. Due to the geographic distance between Texas and California, Plaintiff will incur unnecessary lost time and expenses if Mr. Pasquinelli is required to travel to attend the CMC in person. Mr. Pasquinelli, however, will be ready and able to actively participate in the CMC telephonically. Plaintiff respectfully requests the Court to allow Plaintiff's lead counsel, Kevin Pasquinelli, to attend the CMC telephonically.

Nomura

Dated: April 1, 2013

MOUNT, SPELMAN & FINGERMAN

By: ____/s/ Kevin Pasquinelli____ Kevin Pasquinelli, Esq. MOUNT, SPELMAN & FINGERMAN 333 West San Carlos Street, Suite 1650 San Jose, CA 95110 Tel: (408) 279-7000 Fax: (408) 998-1473 Attorneys for Plaintiff and Counter Defendant Joe

The Court, having considered Plaintiff's Request to Appear at the Case Management Conference Telephonically, good cause appearing, hereby orders:

IT IS HEREBY ORDERED that Plaintiff's Request is GRANTED.

IT IS SO ORDERED.

DATED: _______, 2013

Howard R. Lldyd
United States Magistrate Judge