

1 MORRIS NAZARIAN, Cal Bar. No. 230275
 Monazarian@yahoo.com
 2 LAW OFFICES OF MORRIS NAZARIAN
 1875 Century Park E., Suite 1345
 3 Los Angeles, CA 90067
 Telephone: (310) 284-7333
 4 Facsimile: (310) 284-7332

5 Attorneys for Plaintiffs EDEL PALMA
 STEVEN WRACHFORD, TOMAS TORAL, and
 6 JOSE PENA

7 JACKSON LEWIS LLP
 CARY G. PALMER, Cal. Bar No. 186601
 8 palmerc@jacksonlewis.com
 RANDALL J. HAKES, Cal. Bar No. 233548
 9 hakesr@jacksonlewis.com
 801 K Street, Suite 2300
 10 Sacramento, California 95814
 Telephone: (916) 341-0404
 11 Facsimile: (916) 341-0141

12 Attorneys for Defendant
 WILLIAMS TANK LINES

14 IN THE UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN JOSE DIVISION

17 EDEL PALMA, AN INDIVIDUAL; STEVEN
 WRACHFORD, AN INDIVIDUAL; TOMAS
 18 TORAL, AN INDIVIDUAL; AND JOSE
 PENA, AN INDIVIDUAL,

19 Plaintiffs,

20 v.

21 WILLIAMS TANK LINES, A CALIFORNIA
 22 CORPORATION,

23 Defendant.

Case No. 5:11-cv-05257-PSG

**STIPULATED REQUEST TO CONTINUE
 CASE MANAGEMENT CONFERENCE
 AND RELATED DEADLINES;
 [PROPOSED] ORDER**

Complaint Filed: October 28, 2011
 Trial Date: None Set

25 Pursuant to Civil Local Rules 7-12 and 16-2, plaintiffs Edsel Palma, Steven
 26 Wrachford, Tomas Toral, and Jose Pena (collectively "Plaintiffs") and defendant Williams Tank
 27 Lines ("Defendant"), specially appearing, hereby respectfully request that the Initial Case
 28 Management Conference scheduled for December 13, 2011 at 2:00 p.m. and all deadlines related

1 to that conference be continued for sixty (60) days to allow the Plaintiffs time to complete their
2 substitution of counsel and to then allow the Parties time to complete their obligations related to
3 meeting and conferring per Rule 26(f), filing a case management conference statement and
4 preparing for initial disclosures. Furthermore, pursuant to Local Rule 16-2(a), the Initial Case
5 Management Conference should not be set for at least 90 days after the filing of the complaint. In
6 this case, the Initial Case Management Conference was erroneously set for just 46 days after the
7 filing of the Complaint—denying the Parties of the opportunity to adequately prepare for the
8 Initial Case Management Conference.

9 On October 28, 2011, Plaintiff's filed their complaint, by and through their counsel
10 of record, Michael L. Tracy. Plaintiff's served Defendant on November 1, 2011, and Defendant's
11 responsive pleading was originally due on November 23, 2011. Shortly before the Answer
12 became due, Plaintiffs sought to obtain new counsel—Morris Nazarian. To allow Plaintiffs time
13 to sort out representation and issues related to their Complaint, the Parties stipulated that
14 Defendants would have until December 8, 2011 to file a responsive pleading—a 15-day
15 extension. Because the Plaintiffs continue to seek a substitution of counsel, the Parties are
16 unprepared for the upcoming Case Management Conference statement. The Parties do not
17 anticipate being able to meaningfully participate at the present case management conference on
18 December 13, 2011.

19 The Parties have not requested a prior continuance of the Case Management
20 Conference and related deadlines. The Parties expect that the requested extension of the date for
21 the Initial Case Management Conference will have no adverse effect on the schedule for the case.
22 No trial date or other deadlines have yet been set. The continuance of the Case Management
23 Conference would promote judicial efficiency as the Parties will likely be able to more
24 meaningfully participate in the case management conference after Plaintiffs' complete their
25 substitution of counsel and the parties are then able to address the preparations and obligations
26 associated with preparing for the Initial Case Management Conference and all deadlines
27 associated therewith.

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Date: December 6, 2011

LAW OFFICES OF MORRIS NAZARIAN

By: /s/ [Morris Nazarian] as approved on 12/6/11
MORRIS NAZARIAN

Attorneys for Plaintiffs
EDEL PALMA, STEVEN WRACHFORD, TOMAS
TORAL, and JOSE PENA

Date: December 6, 2011

JACKSON LEWIS LLP

By: /s/ [Randall J. Hakes]
CARY G. PALMER
RANDALL J. HAKES

Attorneys for Defendant
WILLIAMS TANK LINES

[PROPOSED] ORDER

Based upon the foregoing Stipulated Request to Continue Case Management Conference and Related Deadlines, the Court orders the continuance of the Initial Case Management Conference to _ February 14 _____, 2012. All deadlines related to the Initial Case Management Conference are continued based on the new date for the Initial Case Management Conference.

Dated: December

Paul S. Hensel