

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 Plaintiff**  
 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 **12-CV-02242-LHK**  
 16 **CASE NO. 12-cv-01191-JSW**

17 **Plaintiff,**

18 **PLAINTIFF'S EX PARTE**  
 19 **APPLICATION FOR AN ORDER**  
 20 **CONTINUING CASE MANAGEMENT**  
 21 **CONFERENCE; AND ORDER**  
 22 **(Proposed)**

23 **vs.**

24 **KIM VU, et al.**

25 **Defendant.**

26 **TO THE HONORABLE LUCY H. KOH, THE PARTIES AND THEIR ATTORNEY/S**  
 27 **OF RECORD:**

28 Plaintiff J & J Sports Productions, Inc., hereby applies ex parte for an order continuing the Case Management Conference in this action, presently set for Wednesday, August 22, 2012 at 2:00 p.m. to a new date approximately thirty (30) to forty-five (45) days forward. This request is necessitated by the fact that the Defendant Kim Vu has not yet answered Plaintiff's Complaint (despite service of suit papers<sup>1</sup>).

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

<sup>1</sup> Please see ECF #10.

1 concerning the claims, discovery, settlement, ADR or any of the other pertinent issues involving the  
2 case itself or the preparation of a Joint Case Management Conference Statement.

3  
4 **WHEREFORE**, Plaintiff respectfully requests that this Honorable Court continue the Case  
5 Management Conference presently scheduled for Wednesday, August 22, 2012 to a new date  
6 approximately thirty (30) to forty-five (45) days forward.

7  
8 Respectfully submitted,

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10  
11 Dated: August 16, 2012

12 /s/ Thomas P. Riley  
13 **LAW OFFICES OF THOMAS P. RILEY, P.C.**  
14 By: Thomas P. Riley  
15 Attorneys for Plaintiff  
16 J & J Sports Productions, Inc.

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**ORDER (Proposed)**

It is hereby ordered that the Case Management Conference in civil action number 5:12-cv-02242-  
LHK styled J & J Sports Productions, Inc. v. Kim Vu, et al., is hereby ~~vacated~~ continued to September 12, 2012,  
at 2pm. 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:**

*Lucy H. Koh*  
\_\_\_\_\_  
**THE HONORABLE LUCY H. KOH**  
**United States District Court**  
**Northern District of California**

Dated: August 17, 2012

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