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5 Attorneys for Plaintiff
 Cecil Shaw

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 8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**

11 CECIL SHAW,
 12 Plaintiff,

13 vs.

14 NEZA CORPORATION dba CHALATECO
 15 MEXICAN RESTAURANT aka EL
 CHALATECO; BENSON JOSEPH and
 16 RUTH LAPA JOSEPH, TRUSTEES OF THE
 BENSON AND RUTH JOSEPH 2001
 17 TRUST, DATED MAY 21, 2001,
 18 Defendants.

) No. 5:12-CV-05393-PSG
)
) **REQUEST FOR ADMINISTRATIVE**
) **RELIEF FROM LAST DATE TO**
) **COMPLETE SITE INSPECTION UNDER**
) **GENERAL ORDER 56 (ADA Access);**
) **[PROPOSED] ORDER**
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 20 **WHEREAS**, on October 18, 2012, Plaintiff, Cecil Shaw (“Plaintiff”), filed a complaint
 21 alleging violations of Title III of the Americans with Disabilities Act of 1990, and therefore
 22 this matter is governed by this Court’s General Order 56 which requires that a joint site
 23 inspection of the subject property take place;

24 **WHEREAS**, the General Order 56 Scheduling Order, issued on October 18, 2012,
 25 requires that the joint site inspection take place no later than January 31, 2013;

26 **WHEREAS**, after having served Defendant Mary Ann Reed, Trustee of the Mary Ann
 27 Reed Revocable Trust Indenture Dated August 12, 1997 (“Defendant Reed”), and after having
 28 the default entered against all Defendants on December 7, 2012 (Doc. 8), including Defendant

REQUEST FOR ADMINISTRATIVE RELIEF; ~~PROPOSED~~ ORDER

1 Reed, Defendant Reed advised Plaintiff that she was not the owner of the subject property.
2 Plaintiff investigated the claim and ultimately dismissed Defendant Reed on December 20,
3 2012;

4 **WHEREAS**, Plaintiff amended his complaint on January 7, 2013 to name the correct
5 owners of the subject property, Benson Joseph and Ruth Lapa Joseph, Trustees of the Benson
6 and Ruth Joseph 2001 Trust, Dated May 21, 2001 (the "Benson Trust");

7 **WHEREAS**, the Benson Trust has been served, and a responsive pleading is due on
8 February 4, 2012.

9 **NOW, THEREFORE**, Plaintiff hereby requests that because Defendant Neza
10 Corporation is presently in default, and the Benson Trust has not yet appeared, that the last date
11 by which the parties may conduct the site inspection be continued from January 31, 2013 to
12 April 1, 2013 in order to afford the Benson Trust time to appear, investigate the claims, and set
13 a date mutually convenient between the parties and their access specialists. Plaintiff further
14 requests that all deadlines set by the Scheduling Order which are triggered by the date of the
15 site inspection also be continued accordingly.

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17 Dated: January 23, 2013

MOORE LAW FIRM, P.C.

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19 /s/ Tanya E. Moore
20 Tanya E. Moore, Attorneys for
21 Plaintiff, Cecil Shaw

22 **ORDER**

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24 Upon request of Plaintiff and good cause appearing,

25 **IT IS HEREBY ORDERED** that the last date for the parties to conduct the joint site
26 inspection required by General Order 56 be continued from January 31, 2013 to April 1, 2013,
27 and that all deadlines triggered by the date of the joint site inspection be continued accordingly.

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REQUEST FOR ADMINISTRATIVE RELIEF; [~~PROPOSED~~] ORDER

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IT IS FURTHER ORDERED that Plaintiff serve a copy of this Order by first class mail upon all Defendants within five (5) Court days.

IT IS SO ORDERED.

Dated: January 24, 2013


United States Magistrate Judge