1 2 3 4	Matthew A. Paré, Esq., California State Bar N LAW OFFICE OF MATTHEW PARE, AP 823 Anchorage Place, Suite 114 Chula Vista, CA 91914 Phone: (619) 869-4999 Fax: (619) 475-6296 e-mail: mattparelawca@gmail.com	Judge Lucy H. Koh		
5		DISTRICT OF CV		
6				
7				
8	UNITED STATE	ES DISTRICT COURT		
9				
10	NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION			
11	J & J SPORTS PRODUCTIONS, INC.,	Case No.: 5:13-cv-02001-LHK		
12	Plaintiff,	ADMINISTRATIVE REQUEST OF DEFENDANT IGNACIA RENTERIA		
13	VS.	RAMOS' ATTORNEY MATTHEW A. PARE TO APPEAR AT THE DECEMBER 18, 2013		
14 15	IGNACIA RENTERIA RAMOS and ALFREDO RODRIGUEZ RAMOS, individually and d/b/a MARISCOS COSTA	CASE MANAGEMENT CONFERENCE BY TELEPHONE		
16	AZUL,			
	Defendants. JURY TRIAL DEMANDED			
17 18				
19				
)			
20				
21				
22	TO THE HONORABLE COURT:			
23	COMES NOW defendant Ignacia Renteria Ramos, individually and d/b/a Mariscos Costa			
24	Azul (referred to as "defendant" herein), appearing by counsel, and files this Administrative			
25	Request on the part of her counsel of record to make a telephonic Court appearance at the Case			
26	Management Conference on Wednesday, December 18, 2013, at 2:00 p.m.			
27	///			
20	Motion to Annear by Phone at Case Management Conf	aranca 1		

- 1 1. The grounds for this request to appear by phone are as follows: On that particular
- 2 day defendant's counsel is scheduled to appear at numerous court ordered mediations and
- 3 scheduling conferences in Los Angeles and San Diego, California, and as such it would be
- 4 impossible to travel to attend this case management conference. Specifically, there is a mediation
- 5 in the case of J & J Sports Productions, Inc. vs. Sony Pream Hul, Case No. 2:11-cv-09278-WDK-
- 6 PLA in the Central District of California, at 9:00 a.m., an early neutral evaluation conference in the
- 7 case of J & J Sports Productions, Inc. vs. Rodolfo Arias, et al., Case No. 3:13-cv-01073-W-KSC,
- 8 in the Southern District of California at 9:30 a.m., a mediation in the case of J & J Sports
- 9 Productions, Inc. vs. Rosemead Moose Lodge, Case No. 2:12-cv-03903-WDK-FMO, in the
- 10 Central District of California at 10:00 a.m., a mediation in the case of J & J Sports Productions,
- 11 Inc. vs. Alicia Cuevas, et al., Case No. 2:12-cv-07640-WDK-PLA, in the Central District of
- 12 California at 10:00 a.m., a mediation in the cases of J & J Sports Productions, Inc. vs. Maeve
- 13 Coyle, et al., Case Nos. 2:12-cv-07854-WDK-FMO and 2:12-cv-09695-WDK-FMO, in the
- 14 Central District of California at 11:00 a.m., and a mediation in the case of J & J Sports
- 15 Productions, Inc. vs. Jose Santos, et al., Case No. 2:12-cv-09650-WDK-FMO in the Central
- 16 District of California at 1:00 p.m.
- 17 2. In addition to all of the numerous above-mentioned mediations, defendant's
- 18 counsel is also scheduled to appear at another case management conference also at 2:00 p.m. in
- 19 this very department in the matter of Innovative Sports Management, Inc. vs. Francisco Robles, et
- 20 al., Case No. 5:13-cv-00660-LHK. Defendant's counsel will also be filing a request to appear by
- 21 phone in that case as well.
- In addition to all of the above-described scheduling conflicts, defendants' counsel
- 23 resides and maintains his office in Southern California, specifically with an office Chula Vista,
- 24 CA. In order to make a personal appearance at the case management conference there would be a
- 25 very considerable expense, including the travel costs and time. As such, it would be unnecessary
- and wasteful to require a personal appearance at the case management conference under these
- 27 circumstances.

- 1 4. Furthermore, this particular case is a television signal piracy lawsuit, arising out of
- 2 the alleged unauthorized exhibition of a pay-per-view TV event at a commercial establishment.
- 3 These types of cases are routinely settled. Defendants' counsel herein specializes in this area of
- 4 the law and has resolved numerous such cases throughout the United States, and with plaintiff's
- 5 counsel in particular. In order to maximize the chances of settlement it is advantageous to keep
- 6 the costs and attorney's fees to a minimum, which is what this Court would help facilitate by
- 7 allowing for the requested telephonic appearance.
- 8 5. Additionally, based upon my experience, case management conferences are
- 9 typically conducted by telephone in various jurisdictions and venues, including specifically within
- 10 the federal court system and in the Northern District of California in particular. The preferred
- 11 method is to allow counsel to initiate a conference call and call chambers directly (as opposed to
- 12 using court call). Using this procedure, significant expenses for everyone can be saved by
- 13 conducting the case management conference by telephone. Also, given the nature of the case
- 14 management conference, namely that it primarily consists of setting dates that have already been
- 15 agreed to and a very quick discussion of the case, there is not any pressing need for a face-to-face
- 16 interaction.
- While there are ample reasons to conduct all case management conferences by
- 18 telephone, this is especially so in television signal piracy cases like this instant case. The nature of
- 19 plaintiff's claim is rather simple, namely that defendants exhibited a pay-per-view television event
- 20 at a commercial location without authorization. There are no great complexities that would justify
- 21 an in-person case management conference to discuss the nuances and intricacies of the matter,
- 22 particularly at this early stage of the case before even the basic written discovery has been
- 23 completed.
- 24 7. It is also worth observing that many federal courts have consistently viewed
- 25 television signal piracy cases as a nuisance value or nominal value claim, even in the context of
- 26 granting default judgments (when all of plaintiff's allegations are presumed to be true), and thus is
- does not make sense to incur travel and related attorney's fees expenses for a case management

1	conference that would likely be in excess of the total value of the claim. For example, the		
2	following cases resulted in statutory damages of only \$250.00: J & J Sports Productions, Inc. v.		
3	Felipe Cruz Manzano, U.S. Dist. LEXIS 84931 (N.D. Cal. 2008); J & J Sports Productions, Inc. v		
4	Steve Sang Ro, U.S. Dist. LEXIS 21425 (N.D. Cal. 2010), J & J Sports Productions, Inc. v.		
5	Aviles, 2011 WL 1884617 *3 (N.D. Cal. May 18, 2011) (all relatively recent cases in this		
6	particular United States District Court as well). There are literally hundreds of other similar cases		
7	with extremely small default judgment awards in signal piracy cases; those are merely some		
8	B examples.		
9	8. For all of the above-described reasons, it is hereby requested that defendants'		
10	attorney Matthew A. Paré be permitted to make a telephonic appearance at the case management		
11	conference in this matter on December 18, 2013, at 2:00 p.m. Additionally, it is respectfully		
12	2 requested that the Court issue its ruling on this request as soon as possible so as to enable travel		
13	arrangements to be made as far in advance of the case management conference as possible if a		
14	personal appearance is deemed necessary.		
15	5 Respectfully submitted.		
16	6 Dated: December 4, 2013	LAW OFFICE OF MATTHEW PARE, APC	
17		By: /s/ Matthew A. Paré, Esquire	
18	8		
19		Matthew A. Paré, Esquire Counsel for Defendant	
20	20		
21	21		
22	22		
23	23		
24	24		
25	25		
26	26		
27	27		

1 2 3	Matthew A. Paré, Esq., California State Bar No.: 258434 LAW OFFICE OF MATTHEW PARE, APC 823 Anchorage Place, Suite 114 Chula Vista, CA 91914 Phone: (619) 869-4999 Fax: (619) 475-6296		
4	e-mail: mattparelawca@gmail.com		
5			
6	<u>CERTIFICATE OF SERVICE</u>		
7	I hereby certify that on December 4, 2013, I electronically filed the foregoing with the Clerk		
8	of the Court using the ECF System which sent notification of such filing to the following:		
9			
Thomas P. Riley, Esq., California State Bar No.: 194706 LAW OFFICES OF THOMAS P. RILEY, P.C.			
11	First Library Square 1114 Fremont Avenue South Pass data CA 01020 2227		
12	South Pasadena, CA 91030-3227 Phone: (626) 799-9797		
13	Fax: (626) 799-9795 e-mail: TPRLAW@att.net		
14	Mail A.B. C.F. C.F. C. C. D. N. 250424		
15	Matthew A. Paré, Esq., California State Bar No.: 258434 LAW OFFICE OF MATTHEW PARE, APC		
16	823 Anchorage Place, Suite 114 Chula Vista, CA 91914		
17	Phone: (619) 869-4999 Fax: (619) 475-6296		
18	e-mail: mattparelawca@gmail.com		
19	By: /s/ Matthew A. Paré		
20	Matthew A. Paré, Esquire		
21			
22			
23			
24			
25			
26			
27			