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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA

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11 ENRIQUE MARTINEZ AND ERIC TRUMPE,

12 Plaintiffs,

13 v.

14 OMNI HOTELS MANAGEMENT  
15 CORPORATION AND DOES 1-25

16 Defendants.

Case No.: 20CV1924-MMA(BLM)

**ORDER DENYING JOINT MOTION TO  
CONTINUE EARLY NEUTRAL  
EVALUATION CONFERENCE AND  
CORRESPONDING DATES AND  
DEADLINES**

**[ ECF NO. 8 ]**

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19 The above-entitled matter was remanded to this Court on September 25, 2020. ECF No.  
20 1. Included in the removal papers was a copy of Defendant's answer to Plaintiff's complaint.  
21 ECF No. 1-2.

22 On September 28, 2020, the Court issued a Notice and Order for Early Neutral Evaluation  
23 Conference and Case Management Conference Via Videoconference. ECF No. 5. The Court  
24 scheduled the conferences for October 26, 2020 and set related deadlines. Id.

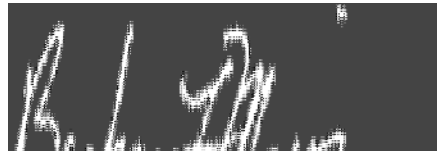
25 On October 13, 2020, the parties filed a Joint Motion to Continue Early Neutral Evaluation  
26 Conference and Corresponding deadlines. ECF No. 8. The parties seek to continue the Early  
27 Neutral Evaluation Conference ("ENE") by ninety days. Id. at 3. In support, the parties state  
28 that "Plaintiffs *intend* to file a motion to remand this Action to State Court" and "Omni *intends*

1 to file a motion to dismiss or, alternatively, stay this Action based upon a pending union  
2 arbitration by Plaintiffs against Omni and another pending action previously filed in State Court.”  
3 Id. at 2 (emphasis added). The parties further state that in light of the anticipated motions,  
4 they “agree that a continuation of the ENE Conference, CMC, and corresponding deadlines  
5 pe[n]ding resolution of these motions would be in the best interests of the Parties and judicial  
6 economy.” Id.

7 The parties’ motion is **DENIED**. The parties state that they intend to file additional  
8 motions, but no other motion has been filed. See Docket. Additionally, Civil Local Rule 16.1(c)  
9 requires that “[w]ithin forty-five (45) days of the filing of an answer, counsel and the parties  
10 must appear before the assigned judicial officer supervising discovery for an early neutral  
11 evaluation conference.”

12 **IT IS SO ORDERED.**

13 Dated: 10/14/2020

A black rectangular box containing a handwritten signature in white ink. The signature appears to be "B. J. [unclear]".