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7	UNITED STATES DISTRICT COURT	
8 9	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
10	Oakland Division	
11	Patrick Collins, Inc., a California	CASE NO. CV 10-05886 LB
12	corporation,	PLAINTIFF'S REQUEST FOR ORDER
13	Plaintiff,	VACATING CASE MANAGEMENT CONFERENCE, OR, IN THE
14	V.	ALTERNATIVE, FOR A TELEPHONIC CONFERENCE
15	DOES 1-3757, Defendants.	JUDGE: Laurel Beeler, United States
16		Magistrate Judge Date: April 14, 2011
17		Time: 10:30 a.m. PDT
18	This matter is scheduled for a case management conference ("CMC") on April 14, 2011.	
19	However, because all defendants are Doe defendants who are Internet service subscribers whose	
20	true identities are currently known only to their Internet service providers ("ISPs"), no defendant	
21	has yet been served. So, there are currently no identified defendants with whom to hold	
22	conferences. The Court is asked to take notice of the fact that the semi-anonymity available	
23	from the Internet allows copyright "pirates" to enjoy the fruits of their piracy while forestalling	
24	litigation against them for their infringements.	
25	On April 13, 2011, Plaintiff filed an Ex Parte Application for Leave to Take Limited	
26	Discovery Prior to a Rule 26 Conference. The Application essentially seeks leave to serve	
27	subpoenas on ISPs that require them to disclose subscribers whose accounts were used in	
28	Plaintiff's Request for Order Vacating Case Management	1

Plaintiff's Request for Order Vacating Case Management Conference , or, in the Alternative, for a Telephonic Conference - CV 10-05886 LB

1 connection with copyright infringements from specific Internet Protocol (IP) addresses at 2 particular dates and times. 3 Depending upon the speed with which ISPs can respond to subpoenas (various ISPs have 4 indicated different capabilities with respect to the speed with which they can completely respond 5 to subpoenas), the requested preliminary discovery will take several months. 6 In view of the foregoing, Plaintiff requests that the scheduled CMC be vacated and that, 7 instead, Plaintiff be required to submit a status report by the 150th day following the date that the 8 Court rules on the pending Ex Parte Application. 9 In the alternative, Plaintiff requests that the CMC be held telephonically. The **10** undersigned would attend. His land line telephone number, at which he will be available 11 tomorrow at 10:30 a.m. if the CMC is held telephonically is **12** Land Line Tel: **310-657-2176**. 13 The undersigned can always be reached at his business telephone number 310-435-7656. 14 Plaintiff thanks the Court in advance for its consideration. 15 Respectfully submitted, **16** 17 Date: April 13, 2011 Ira M. Siegel, Cal. State Bar No. 18 email address: irasiegel@earthlink.net LAW OFFICES OF IRA M. SIEGEL 19 433 N. Camden Drive, Suite 970 Beverly Hills, California 90210-4426 **20** Tel: 310-435-7656 Fax: 310-657-2187 21 Attorney for Plaintiff Patrick Collins, Inc 22 23 24 25 **26** 27 28