

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

CONNECTICUT GENERAL LIFE INSURANCE )  
COMPANY, )

2:09-cv-02058-GEB-DAD

Plaintiff-in-Interpleader, )

v. )

ORDER CONTINUING STATUS  
(PRETRIAL SCHEDULING)  
CONFERENCE; RULE 4(M)  
NOTICE

BRIAN R. PORTER; CHARLES W. )  
NICHOLS, as Co-Trustee of the LeAnn )  
P. Porter Revokable Living Trust; )  
BETTY JANE NICHOLS, as Co-Trustee )  
of the LeAnn P. Porter Revokable )  
Living Trust, )

Defendants-in-Interpleader. )

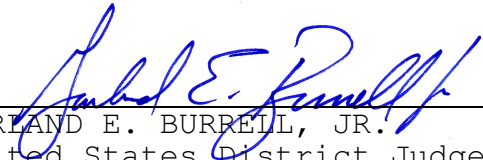
The joint status report filed on November 2, 2009 indicates Defendants Charles W. Nichols and Betty Jane Nichols have been served with process in this interpleader action but have failed to respond to the summons. Plaintiff fails to propose a meaningful schedule as to those two defendants. Therefore, the status conference is continued to December 14, 2009. A further joint status report shall be filed no later than fourteen (14) days prior to status conference. Plaintiff shall also explain in that joint status report whether a minor is a defendant in this action.

Further, Plaintiff is **notified under Rule 4(m)** of the Federal Rules of Civil Procedure **that any defendant not served with process within the 120 day period prescribed in that Rule will be dismissed as a defendant in this action unless Plaintiff provides proof of service and/or "shows good cause for the failure" to serve**

1 within this prescribed period in a filing due no later than 4:00 p.m.  
2 on November 20, 2009.

3 IT IS SO ORDERED.

4 Dated: November 10, 2009

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8 GARLAND E. BURRELL, JR.  
9 United States District Judge  
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