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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

FELICITO GARCIA REYES and  
CAROLINA LAURENTE REYES,

NO. CIV. S-10-1652 LKK/JFM

Plaintiffs,

v.

O R D E R

GMAC MORTGAGE, LLC as  
servicer for DEUTSCHE BANK  
NATIONAL TRUST COMPANY AS  
TRUSTEE FOR HARBORVIEW  
2005-11 and DOES 1-10,

Defendants.

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Plaintiffs in this case bring claims arising out of their mortgage. Defendant GMAC Mortgage, LLC has filed a motion to dismiss noticed for hearing on November 8, 2010. Pursuant to Local Rule 230(c), plaintiffs' opposition or statement of non-opposition was due on October 25, 2010. Plaintiffs have not filed an opposition or statement of non-opposition.

Based on the above, the court ORDERS as follows:

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1. Counsel for plaintiffs is hereby ORDERED TO SHOW CAUSE in writing why sanctions should not issue in accordance with Local Rule 110, including a fine of \$150 and/or dismissal of this case. See also Fed. R. Civ. P. 41(b), Link v. Wabash R.R., 370 U.S. 626, 633 (1962). Counsel shall file a response to this order to show cause no later than November 8, 2010.
2. Hearing on defendant's motion to dismiss (Dkt. No. 15) is CONTINUED to November 22, 2010 at 10:00 a.m.
3. Plaintiff shall file and serve his opposition or statement of non-opposition on or before November 8, 2010. Defendant may file and serve a reply no later than November 15, 2010.

IT IS SO ORDERED.

DATED: October 29, 2010.

  
LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT