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

VICTOR A. DELA CRUZ and MARY M. DELA CRUZ,)	
)	2:11-cv-01176-GEB-DAD
)	
Plaintiffs,)	
)	<u>ORDER CONTINUING STATUS</u>
v.)	<u>(PRETRIAL SCHEDULING)</u>
)	<u>CONFERENCE; FED. R. CIV. P.</u>
EDWARD PY JEN YUAN d/b/a)	<u>4 (M) NOTICE</u>
IMPERIAL MORTGAGE; IMPERIAL)	
DEVELOPMENT INC.; WASHINGTON)	
MUTUAL BANK; FEDERAL DEPOSIT)	
INSURANCE COMPANY; JP MORGAN)	
CHASE, NATIONAL ASSOCIATION;)	
WELLS FARGO BANK, NATIONAL)	
ASSOCIATION AS TRUSTEE FOR WAMU)	
MORTGAGE PASSTHROUGH)	
CERTIFICATES SERIES 2006-PR1)	
TRUST; CALIFORNIA RECONVEYANCE)	
COMPANY; and DOES 1-100,)	
inclusive,)	
)	
Defendants.)	
_____)	

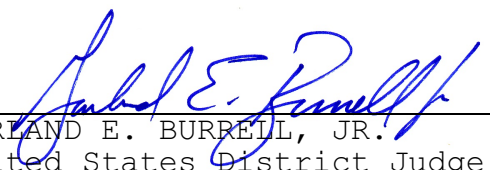
20 The Joint Status Report ("JSR") filed October 31, 2011,
21 reveals this case is not ready to be scheduled. Therefore, the Status
22 (Pretrial Scheduling) Conference scheduled for hearing on November 14,
23 2011 is continued to February 27, 2012, commencing at 9:00 a.m. A
24 further joint status report shall be filed no later than fourteen (14)
25 days prior to the hearing date.

26 Further, Plaintiffs state in the JSR that they "have not yet
27 served Defendants Edward Py-Yen Yuan dba Imperial Mortgage and Imperial
28 Development Inc. as their current location have not been able to have

1 | been discovered. Plaintiff[s] anticipate[] dismissing them without
2 | prejudice as defendants.” (JSR 2:24-26.) Plaintiffs are notified under
3 | Rule 4(m) of the Federal Rules of Civil Procedure that failure to serve
4 | either above mentioned defendant with process within the 120 day period
5 | prescribed in that Rule may result in the unserved defendant being
6 | dismissed. To avoid dismissal, on or before November 18, 2011,
7 | Plaintiffs shall file proof of service for these defendants or a
8 | sufficient explanation why service was not effected within Rule 4(m)'s
9 | prescribed service period.

10 | IT IS SO ORDERED.

11 | Dated: November 7, 2011

12 | 
13 | _____
14 | GARLAND E. BURRELL, JR.
15 | United States District Judge