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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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9 DEREK BUCKMASTER, )  
10 Plaintiff, ) 2:12-cv-02244-GEB-JFM  
11 v. ) ORDER OF DISMISSAL  
12 )  
13 SODEXO, formerly known as )  
14 SODEXHO ALLIANCE, a foreign )  
15 corporation; MILA STURGIS; )  
16 MICHELINE JOHNSON; and DOES )  
17 1-50, inclusive, )  
18 Defendants.\* )  
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17 Plaintiff was required to respond to an Order filed December  
18 4, 2012, by either filing proof that Defendant Sharon Cross was served  
19 with process or a document showing good cause for Plaintiff's failure to  
20 serve this Defendant within the 120-day period prescribed in Federal  
21 Rule of Civil Procedure 4(m). (ECF No. 12.) This filing was due no later  
22 than December 28, 2012. Id. The December 4th Order warned Plaintiff  
23 that failure to make the required showing by the deadline would result  
24 in Defendant Sharon Cross being dismissed from this action.

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28 \* The caption has been amended according to the dismissal of  
Defendant Sharon Cross.

1           Plaintiff failed to respond to the December 4th Order by this  
2 deadline. Therefore, Defendant Sharon Cross is dismissed from this  
3 action without prejudice.

4           IT IS SO ORDERED.

5 Dated: January 3, 2013

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9 GARLAND E. BURRELL, JR.  
10 Senior United States District Judge  
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