

1
2
3
4
5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
7

8 JOHN BROSNAN,

No. C 07-00996 SI

9 Plaintiff,

**ORDER RE: MOTION FOR DEFAULT
JUDGMENT**

10 v.

11 CHRISTOPHER J MUNGER, CASH FLOW
12 INC., JESUS CHAVEZ, and DOES 1-100,

13 Defendants.
_____ /

14 Plaintiff filed this complaint on February 16, 2007. The docket shows an entry on August 10,
15 2007, from plaintiff purporting to show service on all defendants on June 12, 2007. On August 10,
16 2007, the Court held a case management conference, which plaintiff attended by phone. After the case
17 management conference, nothing was received from any party and no formal appearances were made.
18 On February 4, 2008, the Court ordered that plaintiff show cause by February 15, 2008 why this case
19 should not be dismissed for failure to prosecute. On February 14, 2008, defendant moved for an entry
20 of default and filed a response to the order to show cause. Defendant stated that he was preparing to
21 prove his damages and requested additional time from the Court to make this showing. On February
22 25, 2008, default was entered as to all defendants. Nothing has been received from any party and no
23 formal appearances have been made since February 14, 2008.


24 The action has been characterized from its start, over 21 months ago, by delay and inaction.
25 Accordingly, it is ordered that plaintiff file a motion for entry of default judgment, in writing and
26 supported by appropriate documentation, no later than **December 19, 2008**. Plaintiff is notified that if
27 he does not meet this deadline this action will be dismissed with prejudice for failure to prosecute
28

1 pursuant to Rule 41(b), Federal Rules of Civil Procedure; *see Link v. Wabash R. Co.*, 370 U.S. 626,
2 629-30 (1962).

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS SO ORDERED.

Dated: 12/5/08



SUSAN ILLSTON
United States District Judge