

United States District Court
For the Northern District of California

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

LARY W. GREMP,

No. 08-2303 MMC

Plaintiff,

**ORDER DIRECTING PLAINTIFF TO
SHOW CAUSE WHY CLAIMS AGAINST
DEFENDANTS LITTLE, TAYLOR AND
VAN SCHAACK SHOULD NOT BE
DISMISSED FOR FAILURE TO SERVE**

v.

SARAH LITTLE, et al.,

Defendants

“If service of the summons and complaint is not made upon a defendant within 120 days after the filing of the complaint, the court, upon motion or its own initiative, shall dismiss the action without prejudice as to that defendant or direct that service be effected within a specified period” Fed. R. Civ. P. 4(m).

On May 2, 2008, plaintiff filed the instant action. To date, plaintiff has not filed proof of service of the summons and complaint upon defendants Sarah Little, Patrick Taylor, or Glenn H. Van Schaack. Pursuant to Rule 4(m), plaintiff is hereby ORDERED TO SHOW CAUSE, in writing and no later than September 26, 2008, why plaintiff’s claims against Sarah Little, Patrick Taylor and Glenn H. Van Schaack should not be dismissed for failure to serve within the time required by Rule 4(m).

IT IS SO ORDERED.

Dated: September 4, 2008


MAXINE M. CHESNEY
United States District Judge