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

DANIEL RODRIGUEZ,

No. C 08-2639 SI

Plaintiff,

ORDER DISMISSING CASE

v.

THE CITY AND COUNTY OF SAN
FRANCISCO,

Defendant.

By order filed August 19, 2008, the Court granted defendant's motion to dismiss and granted plaintiff leave to amend the complaint. The order stated that if plaintiff wished to amend the complaint, he must do so by September 5, 2008. Plaintiff did not file an amended complaint. Based on this record, the Court finds it appropriate to dismiss this case for failure to prosecute. Accordingly, the Court DISMISSES this action WITHOUT LEAVE TO AMEND. The September 22, 2008 case management conference is VACATED.

IT IS SO ORDERED.

Dated: September 22, 2008



SUSAN ILLSTON
United States District Judge

United States District Court
For the Northern District of California

United States District Court
For the Northern District of California

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