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

CLOTEAL SWOOPES,  
 Plaintiff,

No. C 08-04369 WHA

v.

**NOTICE OF DEADLINE FOR  
 PLAINTIFF TO RESPOND TO  
 DEFENDANT'S MOTION TO  
 DISMISS**

BANK OF AMERICA, RISK  
 MANAGEMENT DEPARTMENT, JOANNA  
 GUZMAN, Banking Center Manager, STEVE  
 OWENS, Regional District Manager, C.E.O.  
 and Supervisor, Risk Management  
 Department, and DOES ONE through FIVE,

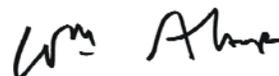
Defendants.

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Defendant has filed a motion to dismiss plaintiff's complaint. Plaintiff's response was due on February 5, 2009, but a response has not been received. Ordinarily, the Court would grant the motion, but the Court will provide plaintiff with one more chance to respond. Plaintiff's response is now due by **FEBRUARY 17, 2009 AT NOON**. Defendant's reply is due by **FEBRUARY 20, 2009 AT NOON**. The hearing is still set for **FEBRUARY 26, 2009 AT 8:00 A.M.** The Court reminds plaintiff that she did not appear for the January 7 case management conference or for the January 28 hearing on the order to show cause, and her continued failure to appear will likely mean dismissal of her case on February 26.

**IT IS SO ORDERED.**

Dated: February 9, 2009




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WILLIAM ALSUP  
 UNITED STATES DISTRICT JUDGE