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

CAREY L. JOHNSON,
Plaintiff,

No. C 08-05456 JSW

ORDER TO SHOW CAUSE

v.

ROBERT SOOHOO, ET AL.,
Defendants.

In a status report dated January 5, 2010, Plaintiff in the above-entitled action advised the Court that the state criminal proceedings against him were dismissed in November 2009 and that he awaited receipt of a dismissal order by the state court, after which he would proceed with this action. (Doc. no. 30.) By Order dated December 17, 2010, the Court ordered the parties to submit a further status report by no later than January 14, 2011, advising the Court as to whether the stay in this case can be lifted and, if so, how they intend to proceed. (Doc. no. 31.) Plaintiff failed to submit a timely status report, jointly or otherwise, in compliance with the Court's orders.

Accordingly, the Court hereby issues an ORDER TO SHOW CAUSE in writing by February 18, 2011, why Plaintiff's claims should not be dismissed for failure to comply with the Court's orders and failure to prosecute, pursuant to Rule 41(b) of the Federal Rules of Civil Procedure.

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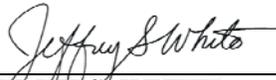
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If Plaintiff fails to file a written response to this order to show cause by **February 18, 2011**,
this action will be dismissed without prejudice.

IT IS SO ORDERED.

Dated: January 26, 2011



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA
4

5 JOHNSON,

6 Plaintiff,

7 v.

8 SOOHOO, et al,

9 Defendant.
10 _____/

Case Number: CV08-05456 JSW

CERTIFICATE OF SERVICE

11 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.
12 District Court, Northern District of California.

13 That on January 26, 2011, I SERVED a true and correct copy(ies) of the attached, by
14 placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter
15 listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an
16 inter-office delivery receptacle located in the Clerk's office.

17 Carey L. Johnson
18 3150 Hilltop Mall Road
19 Richmond, CA 94806

20 Dated: January 26, 2011



21 Richard W. Wieking, Clerk
22 By: Jennifer Ottolini, Deputy Clerk
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