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

JONATHAN W. MILES,

Plaintiff,

No. 08-05473 JSW

v.

**ORDER TO SHOW CAUSE**

US GOVERNMENT,

Defendant.

\_\_\_\_\_ /

On December 5, 2008, Plaintiff Jonathan W. Miles filed a Complaint naming the “U.S. Government” as defendant. In his one page Complaint, miles alleges that he has “been a victim of organized crime, racketeering and illegal profiteering for about 38 years.” He seeks \$5 million from “people who used government jobs to commit these crimes.”

Although Mr. Miles is not proceeding *in forma pauperis*, there are several defects with his Complaint. The first is the lack of a specified defendant, and it appears from the record that no summons was issued with the Complaint. Plaintiff proceeds at his peril is he fails to have the complaint and a summons served on a proper defendant within the time period specified in Federal Rule of Civil Procedure 4(m).

Second, in contravention of Federal Rule of Civil Procedure 8(a), Plaintiff failed to file a pleading setting forth the grounds upon which this Court has jurisdiction, and “a short and plain statement of the claim showing that the pleader is entitled to relief.” The legal theories on which Plaintiff seeks relief and the underlying factual basis for the suit are unclear to the Court.

United States District Court  
For the Northern District of California

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Accordingly, Plaintiff is HEREBY ORDERED TO SHOW CAUSE why his case should not be dismissed for failing to name a proper defendant and for failing to obtain a summons. If he chooses, Plaintiff may respond to this Order to Show Cause by filing an amended complaint which names a proper defendant (or defendants if appropriate) and sets forth the legal theories on which he premises his claims. Plaintiff is also responsible for obtaining a summons and serving any amended complaint he files on the proper defendant in accordance with Federal Rule of Civil Procedure 4. **Plaintiff's response to this Order to Show Cause shall be due by January 30, 2009.**

The Court advises Plaintiff that a Handbook for Pro Se Litigants, which contains helpful information about proceeding without an attorney, is available through the Court's website or in the Clerk's office.

**IT IS SO ORDERED.**

Dated: December 23, 2008



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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

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

4 JONATHAN W. MILES,

5 Plaintiff,

6 v.

7 US GOVERNMENT et al,

8 Defendant.

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Case Number: CV08-05473 JSW

**CERTIFICATE OF SERVICE**

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

11 That on December 23, 2008, I SERVED a true and correct copy(ies) of the attached, by placing  
12 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by  
13 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery  
14 receptacle located in the Clerk's office.

15 Jonathan W. Miles  
16 515 Third St.  
17 P.O. Box 12546  
18 Seattle, WA 98104

19 Dated: December 23, 2008

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