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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

ALEJANDRO GUZMAN and
MARIA AGUILAR,

Plaintiffs,

v.

OLD REPUBLIC DEFAULT
MANAGEMENT SERVICES *et al.*,

Defendants.

NO. C 09-215 TEH

ORDER DISMISSING
WITHOUT PREJUDICE

On March 13, 2009, the Court issued an order to show cause in this matter, in which the Court ordered Plaintiffs Alejandro Guzman and Maria Aguilar to “either appear *pro se* on their own behalf, or to have a new lawyer file a notice of appearance and show cause why the case should not be dismissed for failure to oppose the motion.” The Court stated that “[f]ailure to appear at this hearing, or to send counsel, shall result in the dismissal of the case.”

Neither Plaintiffs nor their lawyer appeared at the hearing the Court held on April 13, 2009. Plaintiffs have likewise failed to oppose Defendant’s motion to dismiss or to file a statement of nonopposition. Under Federal Rule of Civil Procedure 41(b), the Court may dismiss a case for failure to prosecute or failure to comply with a court order. Accordingly, and good cause appearing, as neither of the Guzmans nor their attorney appeared at the Order

United States District Court
For the Northern District of California

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to Show Cause hearing on April 13, 2009, the matter is hereby dismissed without prejudice.

IT IS SO ORDERED.

Dated: April 14, 2009



THELTON E. HENDERSON, JUDGE
UNITED STATES DISTRICT COURT