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

CRAIG YATES, et al.,
Plaintiffs,

No. C 09-02290 JSW

v.

**ORDER TO SHOW CAUSE WHY
CASE SHOULD NOT BE
DISMISSED**

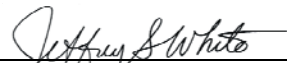
YONG KEE COMPANY INC.,
Defendant.

_____ /

On May 22, 2009, Plaintiff filed the Complaint in this action. There has been no further action in this case, and it does not appear from the record that Plaintiff served Defendant. Accordingly, Plaintiff is HEREBY ORDERED to show cause why the case should not be dismissed under Rule 4(m) for failure to timely serve the Defendant or, in the alternative, why the case should not be dismissed under Rule 41 for failure to prosecute. Plaintiff's response to this Order to Show Cause shall be due on February 12, 2010. Failure to file a timely response to this Order to Show Cause shall result in dismissal of this case without further notice to Plaintiff.

IT IS SO ORDERED.

Dated: January 29, 2010



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

United States District Court
For the Northern District of California