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United States District Court  
For the Northern District of California

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

MICHAEL DOUGLAS, et al.,

No. C 09-4788 CRB

Plaintiffs,

**ORDER TO SHOW CAUSE WHY  
COMPLAINT SHOULD NOT BE  
DISMISSED FOR FAILURE TO  
PROSECUTE**

v.

TOWN OF PORTOLA VALLEY, et al.,

Defendants.

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On July 21, 2010, this Court granted with prejudice all pending motions to dismiss.

This Court further understands that Plaintiffs have not yet served the amended complaint on the sole remaining Defendant, Sausal Creek Associates. Therefore, Plaintiffs are ORDERED TO SHOW CAUSE why this action should not be dismissed pursuant to Rule 41(b) for failure to prosecute. In deciding whether dismissal is appropriate, the Court will consider all filings to date. To the extent Plaintiffs wish the Court to consider any additional evidence or written argument, such material shall be filed at or before noon on Thursday, August 12, 2010. The Court will hear oral argument on the Order to Show Cause at 10:00am on Friday,

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1 August 13, 2010.

2 **IT IS SO ORDERED.**

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5 Dated: July 29, 2010

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CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE