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

ERIC R. GORDON AND GARETH R.  
GORDON,

No. C 09-05794 WHA

Plaintiffs,

**ORDER TO SHOW CAUSE  
AND VACATING HEARING**

v.

CITY OF OAKLAND, JOHN A. RUSSO,  
ROBERT BERNAL, AUGUSTIN BORJON,  
DESILVA ENTERPRISES

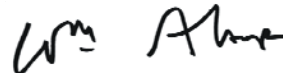
Defendants.

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Defendants filed a motion to dismiss in this action pursuant to Rule 12(b)(6) which is noticed for hearing on March 18, 2010. Pursuant to Civil Local Rule 7-3, any brief in opposition to the motion from plaintiffs was due on February 25, 2010, but no such opposition was received. Plaintiffs — who are proceeding *pro se* — are ordered to respond by **MARCH 18, 2010, AT NOON**, and show cause for their failure to respond to the motion in accordance with Civil Local Rule 7-3(a) or alternately to file a statement of nonopposition to the motion as required by Civil Local Rule 7-3(b). This order to show cause does not constitute permission to file a late opposition. The hearing scheduled for March 18, 2010, is **VACATED**. Another hearing will be noticed by the Court later if necessary.

**IT IS SO ORDERED.**

Dated: March 2, 2010.




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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE