

1
2
3
4
5
6 IN THE UNITED STATES DISTRICT COURT
7
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 YUNFEI ZHAI,

10 Plaintiff,

No. C 09-05824 JSW

11 v.

12 JANET NAPOLITANO, et al.,

13 Defendants.
14 _____/

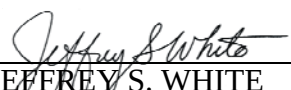
**ORDER TO SHOW CAUSE WHY
CASE SHOULD NOT BE
DISMISSED FOR FAILURE TO
PROSECUTE**

15 On December 11, 2009, a the Court issued a procedural order for immigration
16 mandamus cases. Defendants were ordered to serve and file an answer within 60 days of
17 receipt of service of the summons and complaint. However, there is no indication that
18 Defendants have ever been served with the summons and complaint.

19 Therefore, the Court HEREBY ORDERS PLAINTIFF TO SHOW CAUSE as to why
20 his case should not be dismissed for failure to prosecute. Plaintiff is ORDERED to file a
21 written response by no later than May 6, 2010. Failure to respond to this Order shall result in
22 dismissal of this matter without prejudice. If Plaintiff has already served the summons and
23 complaint on Defendant, Plaintiff shall file a proof of service by no later than April 29, 2010.

24 **IT IS SO ORDERED.**

25
26 Dated: April 22, 2010


27 JEFFREY S. WHITE
28 UNITED STATES DISTRICT JUDGE