

United States District Court  
For the Northern District of California

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

FILIPINAS GUASQUE and	)	Case No. 10-1174 SC
MANUEL GUASQUE,	)	
	)	ORDER TO SHOW CAUSE WHY CASE
Plaintiffs,	)	<u>SHOULD NOT BE DISMISSED</u>
	)	
v.	)	
	)	
SC PROPERTY MANAGEMENT, INC.,	)	
AURORA LOAN SERVICES LLC,	)	
QUALITY LOAN SERVICE	)	
CORPORATION,	)	
	)	
Defendants.	)	
	)	

Plaintiffs Filipinas and Manuel Guasque ("Plaintiffs") filed this action in Superior Court of the State of California for the County of San Mateo, alleging thirteen causes of action. See Notice of Removal, Docket No. 1, Ex. A ("Compl."). On March 19, 2010, Defendant Aurora Loan Services LLC ("Aurora") removed this action to federal court on the basis of the federal questions contained in the Complaint, as Plaintiffs had alleged violation of the Truth in Lending Act, 15 U.S.C. § 1601. Plaintiffs' counsel was served with Notice of Removal on March 22, 2010. Docket No. 4 ("Proof of Service of Notice of Removal"). Plaintiffs have not filed a motion to remand the case.

On March 26, 2010, Aurora filed a motion to dismiss Plaintiffs' causes of action against Aurora. Docket No. 6.

1 Plaintiffs' counsel was served with notice of Aurora's Motion to  
2 Dismiss on the same day. Docket No. 6-2 ("Proof of Service of  
3 Motion to Dismiss"). Plaintiffs have yet to file an Opposition or  
4 Statement of Non-Opposition, and in fact, have not made any  
5 filings with this Court since Aurora removed the action.

6 IT IS HEREBY ORDERED that Plaintiffs Filipinas and Manuel  
7 Guasque are to appear in Courtroom No. 1, 17th Floor, United  
8 States Courthouse, 450 Golden Gate Avenue, San Francisco,  
9 California, on July 23, 2010 at 10:00 a.m., to show cause why this  
10 action should not be dismissed for failure to prosecute. Aurora  
11 Loan Services LLC shall serve this Order to Show Cause on  
12 Plaintiffs and file with the Court a Proof of Service within five  
13 (5) days of this Order.

14 FAILURE TO COMPLY WITH THIS ORDER WILL BE DEEMED SUFFICIENT  
15 GROUNDS FOR DISMISSAL.

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17 IT IS SO ORDERED.

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19 Dated: July 8, 2010

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UNITED STATES DISTRICT JUDGE

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