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6 IN THE UNITED STATES DISTRICT COURT  
7  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 HELEN MARIE WOODS,

10 Plaintiff,

No. C 11-00351 JSW

11 v.

**ORDER OF DISMISSAL  
WITHOUT PREJUDICE FOR  
FAILURE TO PROSECUTE**

12 MICHAEL J. ASTRUE,

13 Defendant.  
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15 On January 24, 2011, Plaintiff filed a complaint appealing the denial of social security  
16 benefits. The Court granted Plaintiff's application to proceed *in forma pauperis*, and the  
17 defendant was served. On June 23, 2011, the Defendant filed an answer. Under the Social  
18 Security Procedural Order issued on January 24, 2011, Plaintiff's motion for summary judgment  
19 was due thirty days after service of Defendant's answer. (*See* Docket No. 2.) Plaintiff has not  
20 filed a motion for summary judgment.

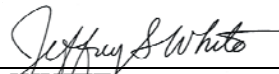
21 Accordingly, on November 3, 2011, the Court issued an Order to Plaintiff directing her  
22 to show cause why this case should not be dismissed for failure to prosecute. The Court further  
23 ordered that Plaintiff's response to the Order to Show Cause would be due by November 18,  
24 2011, that if she intended to file a motion for summary judgment, Plaintiff must show good  
25 cause for her failure to comply with the scheduling order in this case, and that if she failed to  
26 file a response to the Order to Show Cause by November 18, 2011, the Court would dismiss this  
27 case without prejudice without further notice to Plaintiff.

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1 Plaintiff has not filed a timely response to the Order to Show Cause as of the date of this  
2 Order. Accordingly, this matter is HEREBY DISMISSED WITHOUT PREJUDICE for failure  
3 to prosecute.

4 **IT IS SO ORDERED.**

5 Dated: November 28, 2011

  
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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

HELEN MARIE WOODS,

Plaintiff,

v.

MICHAEL J. ASTRUE et al,

Defendant.

Case Number: CV11-00351 JSW

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on November 28, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Helen Marie Woods  
1179 8<sup>th</sup> Street  
Oakland, CA 94607

Dated: November 28, 2011



Richard W. Wieking, Clerk  
By: Jennifer Ottolini, Deputy Clerk