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UNITED STATES DISTRICT COURT  
Northern District of California

MICHAEL HERNANDEZ, JR.,

No. C 11-02762 MEJ

Plaintiff,

**ORDER TO SHOW CAUSE**

v.

WHOLESALE AMERICA MORTGAGE,  
INC., et al.,

Defendants.

On September 8, 2011, the Court vacated the Case Management Conference in this matter and ordered Plaintiff Michael Hernandez, Jr. to file a case status report by September 22, 2011. Dkt. No. 3. As Plaintiff failed to respond, and there is still no indication that any of the defendants have been served, the Court ORDERS Plaintiff Michael Hernandez, Jr. to show cause why this case should not be dismissed for failure to prosecute. Plaintiff shall file a declaration by December 15, 2011. If Plaintiff files a responsive declaration, the Court shall either issue an order based on the declaration or conduct a hearing on December 29, 2011 at 10:00 a.m. in Courtroom B, 15th Floor, 450 Golden Gate Avenue, San Francisco, California. If Plaintiff fails to file a responsive pleading, he is hereby informed that the Court may dismiss the case without a hearing. Thus, it is imperative that Plaintiff file a written response by the deadline above.

**IT IS SO ORDERED.**

Dated: December 2, 2011

  
\_\_\_\_\_  
Maria-Elena James  
Chief United States Magistrate Judge

UNITED STATES DISTRICT COURT  
For the Northern District of California

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UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

MICHAEL HERNANDEZ JR.,  
Plaintiff,

Case Number: CV11-02762 MEJ

**CERTIFICATE OF SERVICE**

v.

WHOLESALE AMERICA MORTGAGE INC. et  
al,  
Defendant.

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 December 2, 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.

Michael Hernandez  
652 Rice Street  
Brentwood, CA 94513

Dated: December 2, 2011

Richard W. Wieking, Clerk  
By: Brenda Tolbert, Deputy Clerk