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

NESTOR C. DOMINGO,

No. C 11-05333 CRB

Plaintiff,

ORDER TO SHOW CAUSE

13 v.

14 UNITED STATES,

Defendant.

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Defendant the United States moved to dismiss this case on January 17, 2012, dkt. 8, and then, upon reassignment of the case to this Court, re-noticed their motion on January 30, 2012, dkt. 18. Pro se Plaintiff Nestor Domingo has failed to file an opposition to that motion in the time frame permitted under Civil Local Rule 7-3 ("Any opposition to a motion must be served and filed not more than 14 days after the motion is served and filed."). Accordingly, Plaintiff is ORDERED to show cause by 5:00 pm on Wednesday, February 22, 2012 why this case should not be dismissed for failure to prosecute under Federal Rule of Civil Procedure 41(b). Failure to respond to this Order could result in the dismissal of the case.

25 IT IS SO ORDERED.

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Dated: February 16, 2012

CHARLES R. BREYER UNITED STATES DISTRICT JUDGE

 $G: \ CRBALL \ 2011 \ 5333 \ osc. wpd$