

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

TARCICIO MORA and REMEDIOS MORA,)	Case No. 11-6598-SC
)	
Plaintiffs,)	ORDER DISMISSING CASE WITH
)	<u>PREJUDICE</u>
v.)	
)	
U.S. BANK N.A., as Trustee for the)	
holders of the First Franklin)	
Mortgage Loan Trust Mortgage Pass-)	
Through Certificates, Series 2005-)	
FF9, SELECT PORTFOLIO SERVICING,)	
INC., NATIONAL DEFAULT SERVICING)	
CORPORATION, and DOES 1 THROUGH)	
20,)	
)	
Defendants.)	
)	

On June 7, 2012, the Court dismissed Plaintiffs Tarcicio and Remedios Mora's ("Plaintiffs") Corrected First Amended Complaint with leave to amend certain claims therein. ECF No. 34 ("June 7 Order"). The Court stated: "If Plaintiffs do not file an amended complaint within thirty (30) days of the signature date of this Order, the Court will dismiss this case against all Defendants with prejudice." Id. at 17. The signature date on the order was June 7, 2012, thus Plaintiffs had until Monday, July 9, 2012 to file their amended pleading. They had until July 9 rather than July 7 because July 7 fell on a Saturday. See Fed. R. Civ. P. 6(a)(1).

1 The deadline has passed and Plaintiffs have not filed their
2 amended pleading or otherwise communicated with the Court.
3 Therefore, pursuant to the June 7 Order, the Court orders this case
4 DISMISSED WITH PREJUDICE as to all Defendants. The ex parte
5 application filed by Defendants on July 16, 2012, seeking dismissal
6 of this case on the grounds stated above, is DENIED as moot. ECF
7 No. 35.

8
9 IT IS SO ORDERED.

10
11 Dated: July 20, 2012



UNITED STATES DISTRICT JUDGE