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

MARIO ALBERTO RODRIGUEZ, JR.,

Plaintiff,

No. C 12-04033 JSW

v.

SANTA CLARA COUNTY MAIN JAIL,

Defendant.

**SECOND ORDER TO SHOW
CAUSE RE FAILURE TO
PROSECUTE**

Plaintiff, appearing *pro se*, did not appear at the initial case management conference held on Friday, November 2, 2012. On November 15, 2012, the Court received a response to its order to show cause regarding dismissal for failure to prosecute indicating that Plaintiff was unable to afford the trip to Court from his home in Fresno, California. In the future, Plaintiff may appear by telephone at Court appearances by submitting such a request in writing with his telephone number.

Now the Court has received notice from Defendant that Plaintiff has failed to respond to discovery in this matter. Although Plaintiff proceeds *pro se*, he is obligated to prosecute his case and respond to outstanding discovery requests.

Accordingly, Plaintiff is again **HEREBY ORDERED TO SHOW CAUSE** in writing as to why this case should not be dismissed for failure to prosecute. Plaintiff's written response to this Order to Show Cause shall be due by **January 11, 2013** or this case shall be **dismissed** for failure to prosecute.

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Plaintiff may satisfy the requirements of this Order by submitting proof to the Court that he has served responses to the outstanding discovery to Defendant or he may request a reasonable continuation of the discovery deadline supported by good cause.

IT IS SO ORDERED.

Dated: December 10, 2012



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA
4

5 MARIO ALBERTO RODRIGUEZ JR.,
6 Plaintiff,
7

Case Number: CV12-04033 JSW
CERTIFICATE OF SERVICE

8 v.


9 SANTA CLARA COUNTY MAIN JAIL et
al,
10 Defendant.
11 _____/

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

13 That on December 10, 2012, I SERVED a true and correct copy(ies) of the attached, by
14 placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed,
15 by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office
16 delivery receptacle located in the Clerk's office.

17 Mario Alberto Rodriguez
18 P.O. Box 12945
19 Fresno, CA 93779

20 Dated: December 10, 2012


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