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United States District Court  
For the Northern District of California

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

SEAN DEFFENBAUGH, et al.,

Plaintiffs,

No. C 13-02170 JSW

v.

FIRST CALIFORNIA MORTGAGE  
COMPANY, et al.,

**ORDER OF DISMISSAL**

Defendants.

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On October 7, 2013, the Court issued an Order to show cause why this case should not be dismissed based on Plaintiffs failure to file timely oppositions to the pending motions to dismiss and for failure to prosecute. The Court further ordered that Plaintiffs' response to the Order to Show Cause would be due by October 17, 2013, and that if they failed to file a response to the Order to Show Cause by October 17, 2013, the Court would dismiss this case. To date, Plaintiffs have not filed any response to the show cause Order. Accordingly, the Court GRANTS the pending motions to dismiss as unopposed and DISMISSES this action for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b). The Clerk is directed to close the file.

**IT IS SO ORDERED.**

Dated: October 21, 2013

  
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JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

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

5 SEAN DEFFENBAUGH et al,  
6 Plaintiff,

Case Number: CV13-02170 JSW  
**CERTIFICATE OF SERVICE**

7 v.

8 FIRST CALIFORNIA MORTGAGE  
9 COMPANY 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 October 21, 2013, 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  
15 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.

16  
17 Sean Deffenbaugh  
18 Lorena Mendoza  
19 3843 Jefferson Street  
Napa, CA 94559

20  
21 Dated: October 21, 2013

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