

United States District Court  
Northern District of California

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

STATE FARM MUTUAL AUTOMOBILE  
INSURANCE COMPANY,  
  
Plaintiff,  
  
v.  
  
UNITED STATES OF AMERICA,  
  
Defendant.

Case No. [14-cv-04560-LB](#)

**ORDER TO SHOW CAUSE FOR  
FAILURE TO PROSECUTE**

Plaintiff filed a complaint against Defendant on October 13, 2014. (Complaint – ECF No. 1.) Under Rule 4(m) of the Federal Rules of Civil Procedure, a plaintiff normally has 120 days to serve the complaint and summons on a defendant. Fed. R. Civ. P. 4(m). This means that in this case Plaintiff has until February 16, 2015 to serve the defendant. See Fed. R. Civ. P. 4(m), 6(a)(1)(C). To date, Plaintiff has filed no proof that the defendant have been served. (See generally ECF Nos. 1-8.)

The court reminds Plaintiff to serve Defendant by February 16, 2015, and directs the plaintiff to file proof of service by February 17, 2015 (or show good cause by that date for the failure to serve). Failure to do either of these will result in dismissal of this case without prejudice under Rule 4(m) for failure to prosecute. The initial case-management conference in this matter has been set for March 12, 2015. A joint case-management statement must be filed by March 5, 2015. (See ECF No. 8.)

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**IT IS SO ORDERED.**

Dated: January 9, 2015



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Laurel Beeler  
United States Magistrate Judge