## 1 2 3 4 5 IN THE UNITED STATES DISTRICT COURT 6 7 FOR THE NORTHERN DISTRICT OF CALIFORNIA 8 9 10 JUSTIN MERRIMAN, No. C 15-01715 WHA 11 Plaintiff, 12 v. 13 OFFICER SMITH, OFFICER TIERNEY, OFFICER ROBINSON, **NOTICE RE DEFENDANTS' FIRST NAMES** 14 Defendants. 15 16 Plaintiff is proceeding in forma pauperis. The United States Marshals service could not 17 serve the summons in this action without defendants' first names. Plaintiff has not amended his 18 complaint or otherwise made any effort to identify the defendants in order to effectuate proper 19 service. A case management conference is currently scheduled for **DECEMBER 17 AT 11:00** 20 A.M. Plaintiff has the duty to properly name the defendants or else the case will eventually have 21 to be dismissed. If plaintiff does not know the first names, then plaintiff should take a 22 deposition of the city or county police department involved or investigate in some manner. 23 24 25 26

Dated: November 24, 2015.

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UNITED STATES DISTRICT JUDGE