

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3 HARVEY G. OTTOVICH, ET AL.,
4 Plaintiffs,

Case No. [17-cv-02601-MEJ](#)

5 v.

ORDER TO SHOW CAUSE

6 OCWEN LOAN SERVICING, LLC, et al.,
7 Defendants.
8

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10 On May 9, 2017, Defendant Ocwen Loan Servicing, LLC filed a Motion to Dismiss, with a
11 noticed hearing date of June 15, 2017. Dkt. No. 9. Plaintiffs Harvey Ottovich and Randy
12 Ottovich (together, "Plaintiffs") failed to file an opposition pursuant to Civil Local Rule 7.

13 Accordingly, the Court VACATES the motion hearing and ORDERS Plaintiffs to show
14 cause why this case should not be dismissed for failure to prosecute and failure to comply with
15 court deadlines. Plaintiffs shall file a declaration by June 14, 2017. If a responsive declaration is
16 filed, the Court shall either issue an order based on the declaration; conduct a hearing on July 6,
17 2017 at 10:00 a.m. in Courtroom B, 15th Floor, 450 Golden Gate Avenue, San Francisco,
18 California; or take other appropriate action.¹ Notice is hereby provided that failure to file a written
19 response will be deemed an admission that Plaintiffs do not intend to prosecute, and the Court may
20 recommend the case be dismissed without prejudice. Thus, it is imperative that the Court receive
21 a written response by the deadline above.

22 **IT IS SO ORDERED.**

23 Dated: June 6, 2017

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25 _____
26 MARIA-ELENA JAMES
27 United States Magistrate Judge

28 ¹ On May 22, 2017, the Court issued a notice for Plaintiffs to file a notice of consent or declination to Magistrate Judge jurisdiction no later than June 1, 2017. Dkt. No. 13. As of the date of this Order, Plaintiffs have not responded.