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

S.M., et al.,
Plaintiffs,
v.

No. 07-05829 CW
ORDER OF
DISMISSAL

WEST CONTRA COSTA COUNTY UNIFIED
SCHOOL DISTRICT FINANCING
CORPORATION, et al.,
Defendants.

United States District Court
For the Northern District of California

On April 16, 2009, the Court issued an Order Granting Defendants' Motion to Dismiss wherein the Court allowed Plaintiffs to file a third amended complaint within ten days of the Order. If Plaintiffs did not file an amended complaint, the case would be closed. The time to file the third amended complaint has passed, and Plaintiffs have not filed a third amended complaint.

Accordingly,

IT IS HEREBY ORDERED that the above-captioned action is dismissed without prejudice for failure to prosecute. The clerk shall enter judgment with each party to bear their own costs.

5/5/09

Dated _____



CLAUDIA WILKEN
United States District Judge