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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

DAVID W. PIMENTEL,
Plaintiff,

Case No. 08-02121 SBA

ORDER

v.

[Docket No. 27]

COUNTY OF SONOMA, CITY OF
PETALUMA, OFFICER McGOWAN,
POLICE SGT. STEPHENSON, DOES 1-
25,

Defendants.

13 Plaintiff, having failed to appear for the telephonic Case Management Conference set for
14 October 8, 2008, has therefore failed to comply with this Court's, September 4, 2008, Order [Docket
15 No. 27].

16 Accordingly, it is ORDERED that:

17 (1) Plaintiff shall appear in Courtroom 3 of the United States Courthouse, 1301 Clay Street,
18 Oakland, California, on **November 12, 2008, at 4:00 p.m.**, to show cause why the above-
19 captioned case should not be dismissed without prejudice for failure to prosecute and failure to
20 comply with this Court's order.

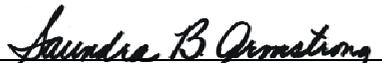
21 (2) At least ten days prior to the above hearing, Plaintiff must file a Certificate of Counsel
22 with the Clerk of the Court, to explain why the case should or should not be dismissed for failure
23 to prosecute. The Certificate shall set forth the nature of the cause, its present status, the reason
24 it has not been brought to trial or otherwise terminated, any basis for opposition to dismissal by
25 any party, and its expected course if not dismissed.

26 (3) Please take notice that this Order requires both the specified court appearance and the
27 filing of the Certificate of Counsel. Failure to fully comply with this Order will be
28 deemed sufficient grounds to dismiss the case.

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IT IS SO ORDERED.

Dated: 10/10/08


SAUNDRA BROWN ARMSTRONG
United States District Judge.

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

4 PIMENTEL et al,

5 Plaintiff,

6 v.

7 COUNTY OF SONOMA et al,

8 Defendant.

Case Number: CV08-02121 SBA

CERTIFICATE OF SERVICE

9 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court,
10 Northern District of California.

11 That on October 14, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said
12 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
13 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located
14 in the Clerk's office.

15 David W. Pimentel
16 1192 Liberty Road
17 Petaluma, CA 94952

18 Dated: October 14, 2008

Richard W. Wieking, Clerk
By: LISA R CLARK, Deputy Clerk