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3   IN THE UNITED STATES DISTRICT COURT

4   FOR THE NORTHERN DISTRICT OF CALIFORNIA

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6   SUSAN P. VANDERBURGH,   No. 09-01361 CW

7   Plaintiff,   ORDER DISMISSING
                                                 COMPLAINT WITH
8   v.   PREJUDICE

9   GOLDEN EMPIRE MORTGAGE,

10   Defendant.
    _____/

11

12   On February 9, 2010, the Court issued on Order Granting

13   Plaintiff's Motion for Relief from Judgment which vacated the

14   judgment that had been entered against her and re-opened her case.

15   The Court also ordered Plaintiff to file an amended complaint

16   within three weeks from the date of the Order and explained that,

17   if she did not do so within that time period, her complaint would

18   be dismissed with prejudice. More than three weeks have passed and

19   Plaintiff has not filed an amended complaint. Therefore, this

20   action is dismissed with prejudice. Defendant EMC Mortgage

21   Corporation's Motion to Dismiss Complaint for Failure to Amend is

22   denied as moot. The Clerk of the Court shall close the file.

23   IT IS SO ORDERED.

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    Dated: 3/19/2010
26   CLAUDIA WILKEN
                                      United States District Judge
27

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United States District Court
For the Northern District of California

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

SUSAN P. VANDERBURGH,

        Plaintiff,

  v.

GOLDEN EMPIRE MORTGAGE et al,

        Defendant.

_____/

Case Number: CV09-01361 CW

CERTIFICATE OF SERVICE

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

That on March 19, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Susan P. Vanderburgh
3525 Del Mar Heights Road, #138
San Diego, CA 92130

Dated: March 19, 2010

                        Richard W. Wieking, Clerk
                        By: Sheilah Cahill, Deputy Clerk