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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

EMILIO J. GONZALES AND  
ESMERALDA M. GONZALES,

Plaintiffs,

vs.

DHI MORTGAGE COMPANY, LTD, L.P.;  
PLACER TITLE CO; QUALITY LOAN  
SERVICE CORP; COUNTRY WIDE BANK  
SERVICE; INDYMAC BANK FSB, AND  
DOES 1-X,

Defendants.

Case No.: 3:09-CV-01798-PJH

**[PROPOSED] ORDER OF DISMISSAL  
OF DEFENDANT COUNTRYWIDE**

On July 24, 2009, this Court dismissed without prejudice claims onethrough eleven of  
plaintiffs' complaint. Plaintiffs were advised to file a second amended complaint no later than  
August 17, 2009 or the case would be dismissed with prejudice. Plaintiffs failed to file an amended  
complaint by that date.

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In view of plaintiff's lack of response to this Court's prior order, the Court finds there is no appropriate less drastic sanction than dismissal.

Accordingly, this action is DISMISSED with prejudice as to defendant Countrywide.

**IT IS SO ORDERED.**

Dated: September 14, 2009

