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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ROY WERBEL,	)	
	)	
Plaintiff(s),	)	No. C09-4456 BZ
	)	
v.	)	<b>ORDER TO SHOW CAUSE</b>
	)	
PEPSICO, INC.,	)	
	)	
	)	
Defendant(s).	)	
_____	)	

Plaintiff filed this action on September 22, 2009. To date, plaintiff has not filed a proof of service of his complaint. A Case Management Conference was held on **January 4, 2010**. Plaintiff failed to appear at the Case Management Conference and had not sought to have his presence excused. Plaintiff also failed to file a Case Management Conference Statement. Plaintiff is therefore **ORDERED** to show cause in writing by **January 19, 2010** why this case should not be dismissed for lack of prosecution. A hearing on the Order to Show Cause is scheduled for **January 25, 2010, at 4:00 p.m.**, Courtroom G, 15th Floor, Federal Building, 450 Golden Gate

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1 Avenue, San Francisco, California 94102.

2 Dated: January 5, 2010

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4 \_\_\_\_\_  
5 Bernard Zimmerman  
6 United States Magistrate Judge

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