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

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RICHARD GLEN COLTER,

No. C 10-05759 CW

Plaintiff,

ORDER DISMISSING CLAIMS AGAINST

DEFENDANT SECRETARY RAY

QUENTIN KOPP, et al.,

LAHOOD

Defendants.

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Dated: 8/29/2011

On August 11, 2011, the Court directed Plaintiff to file, within seven days, proof that he served Defendant Secretary of Transportation Ray LaHood in accordance with Federal Rule of Civil |14| Procedure 4. Plaintiff was warned that, if he failed to do so, 15 | his claims against Secretary LaHood would be dismissed for failure $16\parallel$ to prosecute. Plaintiff did not respond to the Court's Order. Accordingly, Plaintiff's claims against Secretary LaHood are dismissed without prejudice for failure to prosecute. Following this dismissal, Plaintiff's remaining claims are against Defendant Governor Edmund G. Brown, Jr.

A case management conference (CMC) will be held on September 13, 2011 at 2:00 p.m. Plaintiff's failure to appear at the CMC will result in the dismissal of his claims for failure to prosecute.

IT IS SO ORDERED.

United States District Judge

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2	IN THE UNITED STATES DISTRICT COURT
3	FOR THE NORTHERN DISTRICT OF CALIFORNIA
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5	RICHARD GLEN COLTER, No. C 10-05759 CW
6	Plaintiff, Certificate of Service
7	V.
8	QUENTIN KOPP, et al.,
9	Defendants.
10	/
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12	I, the undersigned, hereby certify that I am an employee in the
13	Office of the Clerk, U.S. District Court, Northern District of California.
14	That on August 29, 2011, I SERVED a true and correct copy(ies) of
15	the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
16 17	envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.
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19	Richard Glen Colter
20	P.O. Box 11312 Pleasanton, CA 94588
21	Dated: August 29, 2011
22	Richard W. Wieking, Clerk By: Nikki Riley, Deputy Clerk
23	by. Nikki kiley, Deputy Clerk
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