

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

3
4 RICHARD GLEN COLTER,

5 Plaintiff,

6 v.

7 QUENTIN KOPP, et al.,

8 Defendants.

No. C 10-05759 CW

ORDER DISMISSING
CLAIMS AGAINST
DEFENDANT
SECRETARY RAY
LAHOOD

9 _____/


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11 On August 11, 2011, the Court directed Plaintiff to file,
12 within seven days, proof that he served Defendant Secretary of
13 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 to prosecute. Plaintiff did not respond to the Court's Order.
17 Accordingly, Plaintiff's claims against Secretary LaHood are
18 dismissed without prejudice for failure to prosecute. Following
19 this dismissal, Plaintiff's remaining claims are against Defendant
20 Governor Edmund G. Brown, Jr.

21 A case management conference (CMC) will be held on September
22 13, 2011 at 2:00 p.m. Plaintiff's failure to appear at the CMC
23 will result in the dismissal of his claims for failure to
24 prosecute.

25 IT IS SO ORDERED.

26
27 Dated: 8/29/2011

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CLAUDIA WILKEN
United States District Judge

