

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

3
4 NEW SENSATIONS, INC.,

No. C 11-02835 CW

5 Plaintiff,

ORDER DISMISSING
CASE FOR FAILURE
TO SERVE TIMELY

6 v.

7 DOES 2-1768,

8 Defendants.

9 _____/

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12 On December 23, 2010, Plaintiff New Sensations, Inc. filed a
13 lawsuit for copyright infringement against 1,768 Doe Defendants.
14 See New Sensations, Inc. v. Does 1-1768, Case No. C 10-5864 PSG
15 (N.D. Cal.). On May 31, 2011, the magistrate judge to whom
16 Plaintiff's original complaint was assigned severed Does 2 through
17 1,768 from the original action. On that same day, the claims
18 against Does 2 through 1,768 were reassigned to the undersigned
19 and the complaint was re-filed under this case number. On August
20 11, 2011, the Court severed and dismissed without prejudice the
21 claims against Does 3 through 1,768 based on misjoinder.

22 On September 16, 2011, the Court warned Plaintiff that
23 failure to submit proof of service on Doe 2 by September 28, 2011
24 would result in dismissal of its action for failure to serve
25 timely.

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Plaintiff has not filed a proof of service. Thus, the Court dismisses Plaintiff's action for failure to serve timely.

IT IS SO ORDERED.

Dated: 10/5/2011


CLAUDIA WILKEN
United States District Judge