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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MICHAEL SIMS and SUDIE SIMS,
Plaintiffs,
v.
WELLS FARGO HOME MORTGAGE,
Defendant.

Case No.: C-11-CV-04768-YGR

**ORDER REGARDING PLAINTIFFS' FAILURE TO
FILE AN OPPOSITION TO DEFENDANT'S
MOTION TO DISMISS**

United States District Court
Northern District of California

On April 11, 2012, Defendant filed a Motion to Dismiss Plaintiffs' Amended Complaint. (Dkt. No. 31.) The hearing on the motion is set for May 29, 2012. Plaintiffs' opposition was due on April 30, 2012. Civ. L.R. 7-3(a) & 5-5(a)(2).

To date, Plaintiffs have failed to oppose the Motion to Dismiss. Plaintiffs shall file an opposition to the Motion to Dismiss no later than May 16, 2012. Failure to file an opposition by that date will result in dismissal of the action against Defendant for failure to prosecute. If Plaintiffs file an opposition by May 16, 2012, Defendant shall file its reply by May 23, 2012. See Civ. L.R. 7-3(c).

The hearing date of May 29, 2012 is hereby **VACATED**. The Court re-sets the hearing for June 5, 2012 at 2:00 p.m.

IT IS SO ORDERED.

Dated: May 2, 2012


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE