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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELISA A. MARCAIDA and FREDERICO R. MARCAIDA,
Plaintiffs,
vs.
WASHINGTON MUTUAL BANK FA, et al.,
Defendants.

Case No.: 12-cv-00918-YGR

ORDER TO SHOW CAUSE WHY THIS ACTION SHOULD NOT BE DISMISSED FOR FAILURE TO SERVE OR PROSECUTE, AND ORDER VACATING CASE MANAGEMENT CONFERENCE

United States District Court
Northern District of California

An Order to Show Cause hearing regarding why this action should not be dismissed for failure to serve or prosecute shall be held on Friday, September 14, 2012 on the Court's 9:01 a.m. Calendar, in the Federal Courthouse, 1301 Clay Street, Oakland, California in Courtroom 5.

Pursuant to Federal Rule of Civil Procedure 4(m), a defendant must be served within 120 days from the date the lawsuit was filed. It is not clear to the Court that any Defendants have been served. Plaintiffs have otherwise failed to prosecute this action.


By September 7, 2012, Plaintiffs must file a written response to this Order to Show Cause, if they contest it, and must personally appear at the Order to Show Cause hearing on September 14.

Plaintiffs' failure to file a written response or to appear personally will be deemed an admission that no good cause exists to continue prosecuting this action and the case will thereafter be dismissed.

The Case Management Conference scheduled for August 27, 2012 is hereby **VACATED**.

IT IS SO ORDERED.

Date: August 21, 2012


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE