

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

3  
4 EDUARDO ALGUERA,

No. C 12-1605 CW

5                                    Plaintiff,

ORDER GRANTING  
PLAINTIFF

6                                    v.

ADDITIONAL TIME TO  
RESPOND TO

7 U.S. BANK, N.A.; and RECONTRUST  
8 COMPANY, N.A.,

DEFENDANTS' MOTION  
TO DISMISS AND

9                                    Defendants.

VACATING HEARING  
AND CASE

MANAGEMENT  
CONFERENCE

10 \_\_\_\_\_/

11                                    On July 13, 2012, Defendants U.S. Bank, N.A. and Recontrust  
12 Company, N.A. moved to dismiss the claims asserted against them by  
13 pro se Plaintiff Eduardo Alguero.

14                                    Civil Local Rule 7-3(a) provides that any opposition to a  
15 motion must be filed within fourteen days after the motion was  
16 filed if the motion was filed and served through the Court's  
17 Electronic Case Filing (ECF) system, or within seventeen days  
18 after the motion was filed if the motion was served through  
19 certain other means, including by mailing it to the person's last  
20 known address. Because the motion to dismiss was filed by  
21 mailing, see Docket No. 13, Plaintiff's opposition was due by July  
22 30, 2012.

23                                    Plaintiff has not yet filed an opposition to Defendants'  
24 motion to dismiss. The Court grants Plaintiff until one week from  
25 the date of this Order to do so. Plaintiff's failure to file an  
26 opposition in compliance with this Order will result in the  
27 dismissal of his case for failure to prosecute.  
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The Court will decide the motion to dismiss on the papers.  
The hearing and case management conference currently set for  
August 30, 2012 are vacated.

IT IS SO ORDERED.

Dated: 7/31/2012

  
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CLAUDIA WILKEN  
United States District Judge