1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE NORTHERN DISTRICT OF CALIFORNIA 3 MICHAEL L. RODRIGUES, 4 No. C 16-1390 CW Plaintiff, 5 ORDER ON MOTION TO DISMISS v. 6 BANK OF AMERICA, NA; BANK OF 7 AMERICA PENSION PLAN, 8 Defendants. 9 10 Plaintiff's response to Defendants' Motion to Dismiss and 11 12 Motion to Strike was due on May 12, 2016. Plaintiff has not filed 13 a response. If Plaintiff does not file a response within one week 14 of the date of this order, the Court will dismiss the case for failure to prosecute. If Plaintiff files a response within the 15 time permitted, Defendants will have one week from the date of the 16 17 response to file a reply.

IT IS SO ORDERED.

21 Dated: May 16, 2016

Judiale

CLAUDIA WILKEN United States District Judge

For the Northern District of California **United States District Court**

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