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4   UNITED STATES DISTRICT COURT

5   NORTHERN DISTRICT OF CALIFORNIA

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7   BRANDON T. WILLIAMS,   Case No. 4:16-cv-04143-KAW

8   Plaintiff,   **ORDER TO SHOW CAUSE TO**
                                             PLAINTIFF; ORDER CONTINUING
9   v.   **HEARING ON RICHMOND HOUSING**
                                             AUTHORITY'S MOTION TO DISMISS
10   HECTOR PEREZ, et al.,   **TO JULY 6, 2017**

11   Defendants.   Re: Dkt. No. 23

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13   On April 1, 2017, Defendant Richmond Housing Authority ("Richmond") filed a motion to

14   dismiss Plaintiff Brandon Williams's first amended complaint. (Dkt. No. 16.) On April 17, 2017,

15   Plaintiff filed a motion seeking leave to file an amended complaint. (Dkt. No. 21.) On April 19,

16   2017, Richmond filed a notice of non-opposition, and provided that it would withdraw its motion

17   to dismiss once the second amended complaint was filed. (Dkt. No. 22.)

18   On April 20, 2017, the Court granted Plaintiff's motion for leave to file a second amended

19   complaint, and ordered that she file the amended complaint by May 5, 2017, and informed

20   Plaintiff that, upon timely filing, the Court would terminate the pending motion to dismiss. (Dkt.

21   No. 23.) To date, Plaintiff has not filed her second amended complaint.

22   On May 12, 2017, the federal defendants filed a motion to dismiss. (Dkt. No. 27.) The

23   hearing is noticed for July 6, 2017.
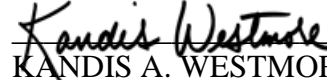
24   In light of the foregoing, the Court continues the hearing on the Richmond's motion to

25   dismiss to July 6, 2017. The Court further orders Plaintiff to show cause by **June 9, 2017**, why

26   she did not timely file her second amended complaint by May 5, 2017, and why her case should

27   not be dismissed for failure to prosecute. Plaintiff must also file her second amended complaint

28   by **June 9, 2017**. If the Court is satisfied with Plaintiff's explanation, and there is a second

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amended complaint filed, it will terminate both pending motions.

IT IS SO ORDERED.

Dated: May 22, 2017

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KANDIS A. WESTMORE
United States Magistrate Judge

United States District Court
Northern District of California

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