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United States District Court
Northern District of California

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

MAHMOUD ASCARIE,

Plaintiff,

vs.

KIRK HOFFMAN and ERIK JOHNSON,

Defendants.

CASE NO. 22-cv-04749-YGR

**ORDER TO SHOW CAUSE RE FAILURE TO
SERVE PURSUANT TO FED. R. CIV. PROC.
4(M)**

TO PLAINTIFF MAHMOUD ASCARIE:

YOU ARE HEREBY ORDERED TO SHOW CAUSE in writing no later than November 30, 2022, why your claims against defendant Kirk Hoffman should not be dismissed for failure to serve the complaint in the above-referenced action within 90 (ninety) days of filing pursuant to Federal Rule of Civil Procedure 4(m).¹ Failure to timely file a written response shall be deemed an admission that good cause exists to dismiss the case without prejudice and the Court will dismiss this action without further notice.

IT IS SO ORDERED.

Dated: November 18, 2022


**YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT JUDGE**

¹ The Court will consider referencing this case back to Magistrate Judge DeMarchi once defendant Kirk Hoffman has been properly served and if he consents to proceed before a magistrate judge.