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E-FILED on 11/16/09

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

MOHAMMAD AKHAVEIN and SUSSAN  
ABDOLLAHI, individuals,  
  
                                Plaintiffs,  
  
                                v.  
  
ARGENT MORTGAGE COMPANY, a  
Delaware Corporation; CAL COAST  
FINANCIAL, a California corporatoin;  
CITIBANK, a California Corporation; and  
DOES 1-10, inclusive  
  
                                Defendants.

No. 5:09-cv-00634 RMW  
ORDER TO SHOW CAUSE RE DISMISSAL

On November 4, 2009, the court dismissed this action with prejudice as against defendant Argent Mortgage Company. It appears that the remaining defendants have not been served, and they have not appeared.

IT IS HEREBY ORDERED that plaintiffs appear on December 4, 2009 at 9:00 a.m. in courtroom 6 of this court and show cause WHY THIS CASE SHOULD NOT BE DISMISSED for failure to diligently prosecute the case.

IF PLAINTIFFS FAIL TO COMPLY WITH THIS ORDER OR FAIL TO SHOW GOOD

1 REASON FOR THEIR FAILURE TO DILIGENTLY PROSECUTE THE CAUSE, IT WILL BE  
2 DISMISSED.

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DATED: 11/16/09

  
RONALD M. WHYTE  
United States District Judge

1 **THIS SHALL CERTIFY THAT A COPY OF THIS ORDER WAS PROVIDED TO:**

2 **Counsel for plaintiff:**

3 Timothy Douglas Thurman tim.thurman@trinlaw.com

4 **Counsel for defendant:**

5 Jason Edward Goldstein jgoldstein@buchalter.com  
6 David Ming Liu dliu@buchalter.com

7  
8 Counsel are responsible for distributing copies of this document to co-counsel that have not  
9 registered for e-filing under the court's CM/ECF program.

10 DATED: 11/16/09 CCL  
11 Chambers of Judge Whyte

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