

United States District Court  
For the Northern District of California

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

FEDERAL DEPOSIT INSURANCE CORPORATION, as Receiver for INDYMAC BANK, F.S.B.,

CASE NO. 5:11-cv-03313 EJD

**ORDER CONTINUING HEARING ON ORDER TO SHOW CAUSE**

Plaintiff(s),

v.

LUPING LAI,

Defendant(s).

Having reviewed the Joint Status Report filed by the parties on September 28, 2012 (see Docket Item No. 40), and good cause appearing therefor, the Order to Show Cause re: Settlement filed June 22, 2012, is REISSUED and the hearing thereon CONTINUED to **November 9, 2012, at 9:00 a.m.** The hearing scheduled for October 5, 2012, is VACATED.

On or before **November 2, 2012**, the parties shall file a joint statement in response to the Order to Show Cause setting forth the status of settlement efforts as well as the amount of additional time necessary to finalize and file a dismissal.

The Order to Show Cause shall be automatically vacated and the parties relieved of the obligation to file a joint statement if a stipulated dismissal pursuant to Federal Rule of Civil Procedure 41(a) is filed on or before November 2, 2012.

**IT IS SO ORDERED.**

Dated: October 3, 2012

  
EDWARD J. DAVILA  
United States District Judge