

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 response filed on November 2, 2012 (see Docket Item No. 42), and good cause appearing therefor, the Order to Show Cause re: Settlement (see Docket Item No. 37) is REISSUED and the hearing thereon CONTINUED to **January 25, 2013, at 9:00 a.m.** The hearing scheduled for November 9, 2012, is VACATED.

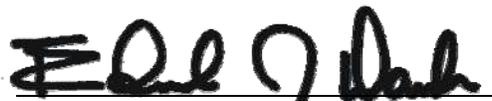
On or before **January 18, 2013**, the parties shall file a joint statement in response to the Order to Show Cause setting forth the status of settlement efforts as well as the amount of additional time necessary to finalize and file a dismissal.

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 January 18, 2013.

The parties are advised that this is the **final continuance** of this hearing without an appearance. Personal appearance by all counsel is required at the hearing on January 25, 2013.

**IT IS SO ORDERED.**

Dated: November 6, 2012

  
EDWARD J. DAVILA  
United States District Judge