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8	UNITED STATES DISTRICT COURT	
9	NORTHERN DISTRICT OF CALIFORNIA	
10	SAN JOSE DIVISION	
11	ADVANCED ENGINEERING SOLUTION, INC., a California corporation,) Case No.: 5:12-CV-00986-LHK
12	Plaintiff,	ORDER TO SHOW CAUSE WHY CASE SHOULD NOT BE DISMISSED FOR FAILURE TO PROSECUTE
13	V.	
14	PACCAR, INC., a Delaware corporation; KENWORTH TRUCK COMPANY, an	
15	unknown entity; KALYPSO, INC., a corporation; PARAMETRIC TECHNOLOGY CORPORATION, a Massachusetts corporation;	
16	ANDREW TIMM, an individual; JORDAN REYNOLDS, an individual; and DOES 1	
17	through 100, inclusive,)
18	Defendants.)
19)
20	Plaintiff Advanced Engineering Solution, Inc. filed a complaint against Paccar, Inc.,	
21	Kenworth Truck Company, Kalypso Inc., Parametric Technology Corporation, Andrew Timm,	
22	Jordan Reynolds, and Does 1 through 100, inclusive (collectively, "Defendants") on June 1, 2011.	
23	See ECF No. 1. On April 9, 2012, the case was reassigned to the undersigned judge. ECF No. 17.	
24	On May 11, 2012, Defendant Andrew Timm filed a motion to dismiss the complaint pursuant to	
25	Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6). See ECF No. 28. Pursuant to Civil Local	
26	Rule 7-3(a), Plaintiff's opposition to the motion to dismiss was due on May 25, 2012. Plaintiff has	
27	not filed an opposition or statement of non-opposition to Defendant Timm's motion.	
28		
	1 Case No.: 12-CV-00986-LHK ORDER TO SHOW CAUSE WHY CASE SHOULD NOT BE DISMISSED FOR FAILURE TO PROSECUTE	

United States District Court For the Northern District of California

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The hearing on Defendant Timm's motion and the case management conference set for September 6, 2012 are VACATED. The Court hereby ORDERS Plaintiff to show cause why this case should not be dismissed for failure to prosecute. This Order does not authorize Plaintiff to file an untimely opposition to Defendant Timm's motion to dismiss. Plaintiff has until **August 13**, **2012**, to file a response to this Order to Show Cause. A hearing on this Order to Show Cause is set for **August 30**, **2012**, **at 1:30 P.M.** Plaintiff's failure to respond to this Order to Show Cause and to appear at the August 30, 2012 hearing will result in dismissal with prejudice for failure to prosecute.

IT IS SO ORDERED.

Dated: July 23, 2012

Koh

LUCY H. KOH United States District Judge

Case No.: 12-CV-00986-LHK ORDER TO SHOW CAUSE WHY CASE SHOULD NOT BE DISMISSED FOR FAILURE TO PROSECUTE