

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

DAVID WYNN MILLER, et. al.,

CASE NO. 5:12-cv-04110 EJD

**ORDER DISMISSING CASE**

Plaintiff(s),

v.

GREENPOINT MORTGAGE FUNDING,  
INC., et. al.,


Defendant(s).

On December 4, 2012, the court ordered Plaintiffs to show cause in writing by December 17, 2012, why this case should not be dismissed for lack of prosecution after Plaintiffs failed to file opposition to a Motion to Dismiss. See Docket Item No. 30. The Court admonished Plaintiffs that the Court would dismiss this action with prejudice should they fail to respond or otherwise fail to show good cause.

As of this date, Plaintiffs have not complied with the show cause order as directed. Accordingly, this case is DISMISSED WITH PREJUDICE for lack of prosecution pursuant to Federal Rule of Civil Procedure 41(b). The Clerk shall close this file.

**IT IS SO ORDERED.**

Dated: December 18, 2012

  
EDWARD J. DAVILA  
United States District Judge