

United States District Court  
For the Northern District of California

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

IMANT KOTSINSH and DAVID-WYNN )  
MILLER, )

Plaintiffs, )

v. )

FIRST AMERICAN TITLE, a California )  
Corporation; GREENPOINT FUNDING )  
INCORPORATED, a New York Corporation; )  
FINANCIAL TITLE COMPANY, a California )  
Corporation; MARIN CONVEYANCING )  
CORPORATION, "as Trustee"; AURORA )  
LOAN SERVICES, LLC; AURORA BANK; )  
FEDERAL SAVINGS BANK, A COLORADO )  
CORPORATION; MORTGAGE ELECTRONIC )  
REGISTRATION SYSTEMS, INC. "MERS"- )  
A/K/A MERS CORPORATION, )  
INCORPORATION, a Delaware Corporation; )  
AKERMAN SENTERFITT, LLP, a California )  
Limited Liability Partnership Company; IMRAN )  
HAYAT, ESQ., an Individual; TAYLOR L. )  
BROADHEAD, ESQ., an Individual; JUSTIN D. )  
BASLER, ESQ., an Individual; TFLG )  
CORPORATION, a California Corporation; )  
ERIC FERNANDEZ, ESQ., an Individual; )  
SEAN BEDROSIAN, ESQ., an Individual; )  
LAURIE HOWELL, ESQ., an Individual; CAL- )  
WESTERN RECONVEYANCE )  
CORPORATION, "as Trustee", )

Defendants. )

Case No.: 12-cv-04636-LHK

ORDER TO SHOW CAUSE WHY CASE  
SHOULD NOT BE DISMISSED AS TO  
THE AURORA DEFENDANTS FOR  
FAILURE TO PROSECUTE

1 Plaintiffs filed their Complaint on September 5, 2012. ECF No. 1. Plaintiffs' Complaint  
2 appears to consist of miscellaneous words and numbers.

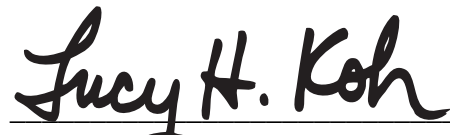
3 On November 19, 2012, Defendants Aurora Bank FSB, Aurora Loan Services, LLC, and  
4 Mortgage Electronic Registration Systems, Inc. (collectively, "Aurora Defendants") also filed a  
5 motion to dismiss. ECF No. 11. Pursuant to Civil Local Rule 7-3(a), Plaintiffs' opposition to the  
6 Aurora Defendants' motion to dismiss was due on December 3, 2012. Plaintiffs have not filed an  
7 opposition or statement of non-opposition to the Aurora Defendants' motion to dismiss.

8 The Court previously ordered Plaintiffs to show cause why this case should not be  
9 dismissed as to Defendant Greepoint Mortgage Funding, Inc. as a result of Plaintiffs' failure to file  
10 an opposition to Defendant Greenpoint Mortgage Funding's motion to dismiss. *See* ECF No. 12.  
11 Plaintiff failed to respond to the order to show cause by the response date of December 10, 2012.

12 The Court hereby orders Plaintiffs to show cause why this case should not be dismissed as  
13 to the Aurora Defendants for failure to prosecute. This Order does not authorize Plaintiffs to file  
14 an untimely opposition to the Aurora Defendants' motion to dismiss. Plaintiffs have until  
15 December 27, 2012 to file a response to this Order to Show Cause. A hearing on this Order to  
16 Show Cause is set for **January 2, 2013 at 2:00 P.M.** (the same time as the hearing on the Court's  
17 OSC regarding Defendant Greenpoint Mortgage Funding). Plaintiffs' failure to respond to this  
18 Order and to appear at the January 2, 2013 hearing will result in dismissal of the Aurora  
19 Defendants with prejudice for failure to prosecute.

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21 **IT IS SO ORDERED.**

22  
23 Dated: December 13, 2012



24 LUCY H. KOH  
25 United States District Judge