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2 IN THE UNITED STATES DISTRICT COURT  
3 FOR THE NORTHERN DISTRICT OF CALIFORNIA

4 MAACO FRANCHISING, INC.,

No. 5:12-cv-06079-EJD

5 Plaintiff,

**ORDER TO SHOW CAUSE RE:  
SETTLEMENT**

6 v.

7 WILLIAM F. BARNARD, ET AL.,

8 Defendant.  
9 \_\_\_\_\_/

10 The Mediator, having filed a Certification of Mediation on August 26, 2013 (See Docket  
11 Item No. 27), the parties are ordered to appear before the Honorable Edward J. Davila on **November**  
12 **15, 2013 at 10:00 AM** in Courtroom No. 4, 5th Floor, United States District Court, 280 South First  
13 Street, San Jose, California, 95113, to show cause why the case should not be dismissed pursuant to  
14 Federal Rule of Civil Procedure 41(b). On or before **November 8, 2013**, the parties shall file a joint  
15 statement in response to the Order to Show Cause setting forth the status of settlement efforts as well  
16 as the amount of additional time necessary to finalize and file a dismissal.

17 The Order to Show Cause shall be automatically vacated and the parties relieved of the  
18 obligation to file a joint statement if a stipulated dismissal pursuant to Federal Rule of Civil  
19 Procedure 41(a) is filed on or before **November 8, 2013**.

20 All other pretrial deadlines and hearing dates are VACATED and any pending motions are  
21 TERMINATED.

22 Failure to comply with any part of this Order will be deemed sufficient grounds to dismiss  
23 the action.

24 **IT IS SO ORDERED.**

25 Dated: August 29, 2013

26   
EDWARD J. DAVILA  
UNITED STATES DISTRICT JUDGE  
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