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10 Attorneys for Plaintiffs  
11 DANIELA MARINACHE

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN JOSE DIVISION

15 DANIELA MARINACHE,  
16 Plaintiff,

Case No. 5:14-cv-3055 HRL

17 v.

**REQUEST TO DISMISS RAYMOND WU  
WITHOUT PREJUDICE; ~~PROPOSED~~  
ORDER**

18 DANIEL LAWRENCE STERN; CHI  
19 WEN CHANG; and RAYMOND WU,  
20 Defendants.  
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22 Plaintiff DANIELA MARINACHE by and through her attorney of record hereby requests that  
23 RAYMOND WU be dismissed without prejudice for the failure to serve him with the Summons and  
24 Complaint. A proposed Order is attached.

25 Dated: January 4, 2016

26 //s//Tomas E. Margain//s//  
27 Tomas E. Margain  
28 Huy Tran  
JUSTICE AT WORK LAW GROUP  
Attorneys for Plaintiff  
DANIELA MARINACHE

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**ORDER**

Based on Plaintiff's request, the fact that the Summons and Complaint was not served and GOOD CAUSE shown the Court orders as follows:

The Second Amended Complaint as to Defendant RAYMOND WU is dismissed without prejudice. All docket and other calendar dates are hereby vacated and the clerk is directed to close the file.

**IT IS SO ORDERED.**

DATED: 1/6/16

By:   
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THE HONORABLE HOWARD R. LLOYD  
Magistrate Judge