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7 UNITED STATES DISTRICT COURT  
8 SOUTHERN DISTRICT OF CALIFORNIA  
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10 HAMID ASGARI,

11 Plaintiff,

12 v.

13 IMMIGRATION OF PHOENIX,  
14 IMMIGRATION OF  
15 CALIFORNIA, HOMELAND  
16 SECURITY (AZ), POLICE OF  
17 PHOENIX, and FBI(AZ),

Defendants.

Case No.: 17-cv-1759-WQH-BGS

**ORDER**

18 HAYES, Judge:

19 On August 31, 2017, Plaintiff Hamid Asgari initiated this action by filing the  
20 Complaint (ECF No. 1). On January 29, 2018, the Court issued an Order stating:  
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22 [T]he Court will dismiss this action against all Defendants without prejudice  
23 on March 2, 2018 unless, no later than that date, Plaintiff files either (1) proof  
24 that service of the Amended Summons and Complaint was timely effectuated  
25 or (2) a declaration under penalty of perjury showing good cause for failure  
to timely effect service upon the Defendants accompanied by a motion for  
leave to serve process outside of the 90-day period.

26 (ECF No. 13 at 2). The record reflect that Plaintiff has filed neither proof that service of  
27 the Amended Summons and Complaint was timely effectuated nor a declaration showing  
28 good cause for failure to timely effect service upon the Defendants.

1 IT IS HEREBY ORDERED that this action is dismissed without prejudice.

2 Dated: March 5, 2018

*William Q. Hayes*

3 Hon. William Q. Hayes

4 United States District Court

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