

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JUL 16 2019

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

THOMAS IGLESIAS, individually and on
behalf of all others similarly situated,

Plaintiff-Appellee,

v.

PATRICK S. SWEENEY,

Objector-Appellant,

v.

FERRARA CANDY CO.,

Defendant-Appellee.

No. 18-17269

D.C. No. 3:17-cv-00849-VC
Northern District of California,
San Francisco

ORDER

The opening brief was due June 5, 2019. Court records do not indicate that appellant has filed the opening brief or a motion for an extension of time to do so.

This case is dismissed for failure to prosecute. *See* 9th Cir. R. 42-1.

A copy of this order served on the district court shall, 21 days after the date of the order, become the mandate of this court.

Appellee Thomas Iglesia's motion (Docket Entry No. 17) to dismiss is denied as moot.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

By: Lorela Bragado-Sevillena
Deputy Clerk
Ninth Circuit Rule 27-7