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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

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Deborah L. Mason,

No. CV-13-8018-PCT-SMM

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Plaintiff,

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v.

**MEMORANDUM OF DECISION AND
ORDER**

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Southwestern Medical Centers-Arizona,
Inc.,

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Defendant.

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Pending before the court is Defendant's motion to dismiss this action with prejudice.

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(Doc. 25.) The Court makes the following ruling.

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BACKGROUND

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Plaintiff originally filed her complaint on August 28, 2012 in the Superior Court of Arizona, Yavapai County. The case was then removed to this Court. (Doc. 1.) Subsequently, counsel for Plaintiff moved to withdraw, which was granted. (Docs. 10, 13.) A case management order was issued setting discovery deadlines. (Doc. 17.) Plaintiff has not complied with the particular deadlines contained therein. Plaintiff also has not followed this Court's order to provide preliminary expert opinion affidavit. Further, Plaintiff has not complied with any of Defendant's discovery requests. (Doc. 25 at 2.) She has failed to respond to interrogatories as well as attend her own deposition. (Doc. 25 at 2.)

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Pursuant to these facts, Defendant has asked that this case be dismissed for Plaintiff's failure to prosecute this case and it be awarded its relevant costs. (Doc. 25 at 5.)

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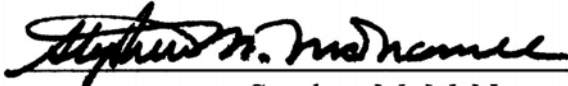
1 case **with prejudice**, and the Clerk of the Court is instructed to enter judgment accordingly.

2 **IT IS FURTHER ORDERED** granting Defendant's request for related costs
3 pursuant to Rule 37(b)(2)(C).

4 **IT IS FURTHER ORDERED** denying as moot, Defendant's motion for expedited
5 ruling on its motion to dismiss and motion to stay discovery deadlines. (Doc. 27.)

6 DATED this 21st day of June, 2013.

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Stephen M. McNamee
Senior United States District Judge