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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

REGINALD MORRIS AND PHILLIP MORRIS,)	Case No. CV 08-4012-JFW (RNB)
)	
Plaintiffs,)	ORDER TO SHOW CAUSE
vs.)	
LOS ANGELES COUNTY SHERIFF’S DEPARTMENT, et.)	
al.,)	
Defendants.)	

On October 9, 2008, the assigned District Judge issued an Order, pursuant to the Magistrate Judge’s Report and Recommendation, dismissing from this action defendants Los Angeles County Probation Department, Los Angeles Department of Children and Family Services, Los Angeles County Sheriff’s Department, and their respective agency heads (i.e., Chief Probation Officer Robert Taylor, Director Patricia S. Ploen, and Sheriff Leroy D. Baca); granting without leave to amend the Motion of defendant Los Angeles County Unified School District (“LAUSD”) to dismiss all of plaintiffs’ alleged claims under 42 U.S.C. § 1983, the Individuals with Disabilities Education Act (“IDEA”), the Americans with Disabilities Act (“ADA”), and Section 504 of the Rehabilitation Act (“Rehabilitation Act”) against LAUSD and LAUSD Superintendent David Brewer, III (“Brewer”) and dismissing from this action

1 defendants LAUSD and Brewer; granting with leave to amend the Motion of
2 defendant Los Angeles County (“the County”) to dismiss all of plaintiffs’ alleged
3 federal civil rights claims against the County; granting without leave to amend the
4 County’s Motion to Dismiss all of plaintiffs’ alleged claims under the IDEA, the
5 ADA, and Rehabilitation Act claims against the County; denying plaintiffs’ request
6 for leave to amend the Complaint to add County CEO William Fukioko as a
7 defendant; and dismissing without leave to amend plaintiff Reginald Morris’s claim
8 seeking equitable relief from the child support judgment entered against him. Further,
9 the District Judge ordered plaintiffs to file a First Amended Complaint within thirty
10 (30) days remedying the deficiencies discussed in the Report and Recommendation
11 with respect to their federal civil rights claims against the County.

12 Plaintiffs’ deadline to file a First Amended Complaint has now elapsed, and no
13 First Amended Complaint has been filed by plaintiffs. Nor have plaintiffs sought a
14 further extension of time to do so.

15 Accordingly, on or before December 1, 2008, plaintiffs are ORDERED to show
16 good cause, if any they have, why they failed to timely file a First Amended
17 Complaint in compliance with the District Judge’s Order and why this action should
18 not be dismissed for failure to comply with a Court order and/or failure to prosecute.
19 Plaintiffs shall attempt to show such good cause by filing declarations under penalty
20 of perjury, accompanied by a First Amended Complaint that remedies the deficiencies
21 discussed in the Report and Recommendation with respect to their federal civil rights
22 claims against the County.

23 The Court admonishes plaintiffs that their failure to timely file declarations
24 responsive to this Order to Show Cause accompanied by their First Amended
25 Complaint will be deemed by the Court as another violation of a Court order and as
26 further evidence of their lack of prosecution, and will result in a recommendation to
27 the District Judge that this action be dismissed on those grounds. See Fed. R. Civ. P.
28 41(b); Link v. Wabash R.R. Co., 370 U.S. 626, 629-30, 82 S. Ct. 1386, 1388, 8 L. Ed.

1 2d 734, reh'g denied, 371 U.S. 873, 83 S. Ct. 115, 9 L. Ed. 2d 112 (1962); Carey v.
2 King, 856 F.2d 1439, 1440 (9th Cir. 1988).

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4 DATED: November 13, 2008

A handwritten signature in dark ink, appearing to read "R N Block", is written on a light-colored rectangular background.

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7 ROBERT N. BLOCK
UNITED STATES MAGISTRATE JUDGE

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