## UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA

## **CIVIL MINUTES - GENERAL**

summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.  In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without ora argument. The Order to Show Cause will stand submitted upon the filing of plaintiff's response, if plaintiff/defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s):  LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.	Case No. CV 13-24		CV 13-2415 F	FMO (Ex)		Date	November 6, 2013	
Vanessa Figueroa  Deputy Clerk  Attorneys Present for Plaintiffs:  Attorneys Present for Defendants:  None Present  None Present  None Present  None Present  Proceedings:  (In Chambers) Order to Show Cause Re: Dismissal Re: Lack of Prosecution  Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.  In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without ora argument. The Order to Show Cause will stand submitted upon the filling of plaintiff's response if plaintiff'defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s): LA FOND INTERNATIONAL, INC.  Plaintiff's application for entry of default pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	Title	Star Fabrics, Inc. v. Shimmer Clothing, Inc., et al.						
Vanessa Figueroa  Deputy Clerk  Attorneys Present for Plaintiffs:  Attorneys Present for Defendants:  None Present  None Present  None Present  None Present  Proceedings:  (In Chambers) Order to Show Cause Re: Dismissal Re: Lack of Prosecution  Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.  In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without ora argument. The Order to Show Cause will stand submitted upon the filling of plaintiff's response if plaintiff'defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s): LA FOND INTERNATIONAL, INC.  Plaintiff's application for entry of default pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.								
Deputy Clerk  Attorneys Present for Plaintiffs:  None Present  Proceedings:  (In Chambers) Order to Show Cause Re: Dismissal Re: Lack of Prosecution  Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.  In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without ora argument. The Order to Show Cause will stand submitted upon the filing of plaintiff's response if plaintiff/defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s):  LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.  Delintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  On or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	Present: The Honorable Fernando M. Olguin, United States District Judge							
Attorneys Present for Plaintiffs:  None Present  None Present  None Present  None Present  Proceedings:  (In Chambers) Order to Show Cause Re: Dismissal Re: Lack of Prosecution  Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.  In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant of Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without or a argument. The Order to Show Cause will stand submitted upon the filing of plaintiff's response, if plaintiff/defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s):  LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.  Delintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  On or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	Vanessa Figueroa None Present							
None Present  Proceedings: (In Chambers) Order to Show Cause Re: Dismissal Re: Lack of Prosecution  Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.  In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without ora argument. The Order to Show Cause will stand submitted upon the filling of plaintiff's response, if plaintiff/defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s): LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	Deputy Cler			<b>«</b>	Court Reporter / Recorder			
Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.  In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without ora argument. The Order to Show Cause will stand submitted upon the filing of plaintiff's response, if plaintiff/defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s):  LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	Attorneys Present for			or Plaintiffs:	Attorneys	torneys Present for Defendants:		
Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.  In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without ora argument. The Order to Show Cause will stand submitted upon the filling of plaintiff's response if plaintiff/defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s):  LA FOND INTERNATIONAL, INC.  Plaintiff's motion for entry of default pursuant to Fed. R. Civ. P. 55(a):  LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	None Prese			ent		None Present		
summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.  In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without ora argument. The Order to Show Cause will stand submitted upon the filling of plaintiff's response, if plaintiff/defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s):  LA FOND INTERNATIONAL, INC.  Plaintiff's application for entry of default pursuant to Fed. R. Civ. P. 55(a):  LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.								
Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before November 13, 2013, why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without ora argument. The Order to Show Cause will stand submitted upon the filing of plaintiff's response, if plaintiff/defendant files  Proof(s) of service of summons and complaint on the following defendant(s):  X An answer by the following defendant(s): LA FOND INTERNATIONAL, INC.  Plaintiff's application for entry of default pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a defendant within 120 days after the complaint is filed. Fed. R. Civ. P. 4(m). Generally, a defendant must answer the complaint within 21 days after service (60 days if the defendant is the United States). Fed. R. Civ. P. 12(a). The court may dismiss the action prior to the 120 days, however, if plaintiff(s) has/have not diligently prosecuted the action.							
X An answer by the following defendant(s): LA FOND INTERNATIONAL, INC.  X Plaintiff's application for entry of default pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.  Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	In the present case, it appears that one or more of these time periods has not been met. Accordingly, the court, on its own motion, orders plaintiff(s) to show cause in writing on or before <b>November 13, 2013</b> , why this action should not be dismissed for lack of prosecution. Pursuant to Fed. R. Civ. P. 78(b), the court finds that this matter is appropriate for submission without oral argument. The Order to Show Cause will stand submitted upon the filing of plaintiff's response, if plaintiff/defendant files							
<ul> <li>Plaintiff's application for entry of default pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.</li> <li>Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):</li> <li>on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.</li> </ul>		Proof(s	s) of service of	summons and com	plaint on the follo	wing de	efendant(s):	
INTERNATIONAL, INC.  □ Plaintiff's motion for default judgment pursuant to Fed. R. Civ. P. 55(b):  on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	X	An ans	wer by the follo	owing defendant(s):	LA FOND	INTER	NATIONAL, INC.	
on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.	X	Plaintiff's application for entry of default pursuant to Fed. R. Civ. P. 55(a): LA FOND INTERNATIONAL, INC.						
Order to Show Cause.  00 : 00		Plaintif	f's motion for d	efault judgment pur	suant to Fed. R.	Civ. P.	55(b):	
<del></del>	on or before the date indicated above, the court will consider this a satisfactory response to the Order to Show Cause.							
Initials of Preparer vdr						_	00 : 00	
	Initials of Preparer vo						vdr	