

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

JS-6

CIVIL MINUTES -- GENERALCase No. **CV 16-9489-JFW (JCx)**

Date: February 22, 2017

Title: Robert McCarthy -v- B.K.Y.K.-II, Inc. et al.

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**PRESENT:****HONORABLE JOHN F. WALTER, UNITED STATES DISTRICT JUDGE****Shannon Reilly**  
Courtroom Deputy**None Present**  
Court Reporter**ATTORNEYS PRESENT FOR PLAINTIFFS:**

None

**ATTORNEYS PRESENT FOR DEFENDANTS:**

None

**PROCEEDINGS (IN CHAMBERS):****ORDER DISMISSING ACTION WITHOUT PREJUDICE**

As a result of the parties' failure to file the Joint Rule 26(f) Report as required by the Court's Order of January 25, 2017, this action is hereby **DISMISSED without prejudice**. The Scheduling Conference, currently on calendar for March 6, 2017, is **VACATED**. See Fed. R. Civ. P. 41(b); see also *Yourish v. California Amplifier*, 191 F.3d 983, 986-88 (9th Cir. 1999); *Ferdik v. Bonzelet*, 963 F.2d 1258, 1260 (9th Cir. 1992).

IT IS SO ORDERED.