

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MELINDA CUNNINGHAM,) NO. CV 19-5827-JVS(E)
Plaintiff,)
v.) ORDER TO SHOW CAUSE RE
ANDREW SAUL, COMMISSIONER OF) DISMISSAL FOR FAILURE TO
SOCIAL SECURITY,) PROSECUTE
Defendant.)

By Order filed July 15, 2019, the Court directed Plaintiff to file a proof of service of the Summons and Complaint within thirty (30) days of the date of that Order. As of the present date, no such proof of service has been filed.

IT IS ORDERED that Plaintiff shall appear before Magistrate Judge Charles F. Eick on **November 8, 2019**, at 9:30 a.m. in Courtroom 750, Roybal Federal Building and United States Courthouse, 255 East Temple Street, Los Angeles, California, and then and there shall show cause, if there be any, why this action should not be dismissed for violation of this Court's previous Order and for Plaintiff's failure to

1 prosecute this action. See Link v. Wabash R.R., 370 U.S. 626, 629-30
2 (1952).

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4 If proof of service of the Summons and Complaint is filed with
5 the Clerk and a copy delivered to the Chambers of the Magistrate Judge
6 before the hearing date, the Order to Show Cause Re Dismissal will be
7 taken off calendar and Plaintiff need not appear.

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9 If no proof of service is filed and submitted prior to the
10 hearing, and if Plaintiff objects to dismissal of the action,
11 Plaintiff shall file a written objection to the dismissal, with points
12 and authorities, not later than ten (10) days prior to the hearing.
13 (Failure to file such objection within the time specified or failure
14 to appear at the hearing will be deemed a consent to the dismissal of
15 the action as proposed herein).

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17 If Plaintiff does not object to the proposed dismissal, Plaintiff
18 shall so inform the Clerk in writing and Plaintiff's appearance at the
19 hearing will be excused.

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21 IT IS FURTHER ORDERED that the Clerk shall serve forthwith a copy
22 of this Order by United States mail on counsel for Plaintiff.

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24 DATED: October 9, 2019.

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/s/
CHARLES F. EICK
UNITED STATES MAGISTRATE JUDGE