

In ¶ 1 of its Order re Further Proceedings, the Court ordered the parties to file separate briefs regarding the issues on appeal. Plaintiff's memorandum in support of the complaint (not to exceed a total of 25 pages (Local Rule 11-6)) was due within <u>35 days</u> from the filing of the Court's Order, *i.e.*, February 10, 2017.

More than forty-five (45) days from the filing of the Court's Order has elapsed, and plaintiff has not filed a memorandum in support of the complaint showing compliance with \P 1 of the Order re Further Proceedings.

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Accordingly, on or before March 10, 2017, plaintiff is ORDERED to either (a) show good cause in writing, if any exists, why the Court should not recommend that this case be dismissed for lack of diligent prosecution and/or failure to comply with the Court's prior Order; or (b) file her memorandum in support of the complaint, as well as a proof of service reflecting such service.

DATED: February 21, 2017

7. Kuster

DAVID T. BRISTOW UNITED STATES MAGISTRATE JUDGE