

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

PUNAOFO TSUGITO TILEI,	)	1:06-cv-0776 OWW GSA PC
	)	
Plaintiff,	)	ORDER DISMISSING ACTION FOR
	)	PLAINTIFF'S FAILURE TO
v.	)	PROSECUTE
	)	
T. WAN, et al.,	)	
	)	
Defendants.	)	
	)	
_____	)	

15  
16 On June 10, 2011, Defendants filed a motion to dismiss this  
17 case based on Plaintiff's failure to prosecute. (Doc. 117.)  
18 Plaintiff was required to file a response to Defendants' motion  
19 within twenty-one days. Local Rule 230(1). To date, Plaintiff  
20 has not filed an opposition or otherwise responded to Defendants'  
21 motion.

22 There has been no activity by Plaintiff in this case since  
23 June 2010. On July 15, 2011, this Court issued an Order  
24 Requiring Plaintiff to File a Declaration Showing Cause Why This  
25 Case Should Not Be Dismissed For Plaintiff's Failure To  
26 Prosecute. (Doc. 121.) Plaintiff was given a deadline of July  
27 25, 2011, in which to respond, as a trial date is scheduled for  
28 August 2, 2011. To date, Plaintiff has not filed an opposition

1 or otherwise responded to the Order to Show Cause.

2           Accordingly, IT IS HEREBY ORDERED that this case be  
3 DISMISSED WITHOUT PREJUDICE for Plaintiff's failure to prosecute.  
4 All pretrial and trial dates in this matter are hereby VACATED.

5  
6 IT IS SO ORDERED.

7 Dated: July 26, 2011

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28