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**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

CLARENCE E. HOWARD,

1:07-cv-00988-OWW-GSA-PC

Plaintiff,

ORDER REQUIRING PLAINTIFF TO FILE  
OPPOSITION OR STATEMENT OF NON-  
OPPOSITION TO DEFENDANT KAMEL'S  
MOTION TO DISMISS WITHIN THIRTY  
DAYS

v.

W. J. SULLIVAN, et al.,

Defendants.

(Doc. 40.)

On May 5, 2010, defendant Kamel ("Defendant") filed a motion to dismiss. (Doc. 40.) Plaintiff was required to file an opposition or a statement of non-opposition to the motion within twenty-one days, but has not done so. Local Rule 230(1).

Accordingly, within **thirty (30) days** from the date of service of this order, Plaintiff must file an opposition or a statement of non-opposition to Defendant's motion to dismiss. If Plaintiff fails to comply with this order, this action will be dismissed, with prejudice, for failure to obey the Court's order and failure to prosecute.

IT IS SO ORDERED.

**Dated: June 1, 2010**

**/s/ Gary S. Austin**  
UNITED STATES MAGISTRATE JUDGE