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2 **UNITED STATES DISTRICT COURT**

3 EASTERN DISTRICT OF CALIFORNIA

4 LOUIS BRANCH,

5 Plaintiff,

6 v.

7 D. UMPHENOUR,

8 Defendant.

Case No. 1:08-cv-01655-SAB (PC)

ORDER FOR PARTIES TO SHOW CAUSE
WHY SANCTIONS SHOULD NOT BE
IMPOSED FOR FAILURE TO FILE
PRETRIAL STATEMENTS

(ECF No. 386)

9
10 Louis Branch (“Plaintiff”), a state prisoner proceeding *pro se* and *in forma pauperis*, filed
11 this civil rights action pursuant to 42 U.S.C. § 1983.

12 This case is currently set for jury trial on May 23, 2023. (ECF No. 386.) The parties
13 pretrial statements were due on or before March 14, 2023, and the pretrial conference is
14 scheduled for April 7, 2023, at 9:30 a.m. (*Id.*)

15 Although Defendant filed a motion to modify the scheduling order on March 17, 2023
16 (ECF No. 387), neither party has filed their pretrial statements and the deadline has passed.¹

17 Accordingly, it is HEREBY ORDERED that:

- 18 1. Within five (5) days, the parties shall file their respective pretrial statements AND
19 show cause why sanctions should not be imposed for failure to comply with a
20 court order. Local Rule 110.

21
22 IT IS SO ORDERED.

23 Dated: March 20, 2023

24 
25
26 UNITED STATES MAGISTRATE JUDGE

27 ¹ If the parties believe a settlement conference would be beneficial, they are encouraged to reach out to the Court to
28 schedule a conference.