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**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

BARILLA AMERICA, INC.,

CASE NO. 1:09-cv-00440-OWW-SKO

Plaintiff,

v.

**ORDER THAT PARTIES SUBMIT  
STATUS REPORT**

S.K. FOODS, L.P.,

Defendant.

\_\_\_\_\_/

On May 7, 2009, Defendant S.K. Foods, L.P. ("Defendant") filed a voluntary petition for bankruptcy in the United States Bankruptcy Court for the Eastern District of California. (*See* Doc. 31.) On May 11, 2009, Defendant filed a notice of pendency of the bankruptcy action. (Doc. 31.) As a result, the Court stayed this matter during the pendency of the bankruptcy proceedings. (Doc. 32.)

On June 23, 2011, the Court issued a minute order requiring the parties to file a status report by no later than July 14, 2011. (Doc. 35.) Neither party has complied with this minute order.

The parties are cautioned that the "[f]ailure of counsel or of a party to comply . . . with any order of the Court may be grounds for imposition by the Court of any and all sanctions authorized

1 by statute or Rule or within the inherent power of the Court." Local Rule 110.

2 Accordingly, the Court HEREBY ORDERS that:

- 3 1. Each party shall file a status report **on or before August 16, 2011**; and
- 4 2. Failure to comply with this order may result in the imposition of monetary sanctions  
5 on both counsel and the parties.

6  
7 IT IS SO ORDERED.

8 **Dated:** August 11, 2011

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE