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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ROBERT RIOS,

Plaintiff,

v.

BRIAN PHILLIPS, et al.,

Defendant.

CASE NO. 1:09-cv-1116-MJS (PC)

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

(ECF No. 12)

/ PLAINTIFF'S RESPONSE DUE NOT
LATER THAN AUGUST 31, 2010

On June 16, 2010, Defendant filed a Motion to Dismiss [ECF No. 12]. By local rule, Plaintiff was required to file an opposition or a statement of non-opposition to the motion within twenty-one days. Local Rule 78-230(m). The Court has yet to receive any response from Plaintiff.

Plaintiff is directed to file an opposition or a statement of non-opposition to Defendant's Motion to Dismiss not later than **August 31, 2010**. If Plaintiff fails to comply with this order, this action will be dismissed for failure to obey the Court's order and failure to prosecute.

IT IS SO ORDERED.

Dated: July 28, 2010

1st Michael J. Seng
UNITED STATES MAGISTRATE JUDGE