I

I

| 1  |   |   |
|----|---|---|
| 2  |   |   |
| 3  |   |   |
| 4  |   |   |
| 5  |   |   |
| 6  |   |   |
| 7  |   |   |
| 8  | IN THE UNITED STATES DISTRICT COURT   |   |
| 9  | FOR THE EASTERN DISTRICT OF CALIFORNIA  |   |
| 10 |   |   |
| 11 | STEVEN EDWARDS,   | Case No. 1:10-cv-01456 AWI JLT (PC)                           |
| 12 | Plaintiff,  | ORDER TO SHOW CAUSE WHY THE<br>MATTER SHOULD NOT BE DISMISSED |
| 13 | VS.   | FOR FAILURE TO PROSECUTE                                      |
| 14 | MAURICE JUNIOUS, et al.,  |   |
| 15 | Defendants.   |   |
| 16 | /   |   |
| 17 | Plaintiff is a state prisoner proceeding pro se and in forma pauperis with a civil rights action    |   |
| 18 | pursuant to 42 U.S.C. § 1983. On July 30, 2010, Plaintiff filed his complaint. (Doc. 1) On          |   |
| 19 | September 22, 2010, Plaintiff moved the Court for leave to file an amended complaint. (Doc. 11)     |   |
| 20 | Before this was decided, Plaintiff filed two more motions to amend the complaint on October 18,     |   |
| 21 | 2010 and January 5, 2011. (Docs. 13, 18) The Court granted the motions to amend the complaint       |   |
| 22 | on February 25, 2011. (Doc. 19) The Court granted Plaintiff 30 days within which to file the        |   |
| 23 | amended complaint. Id. at 4. Rather than filing the amended complaint, on April 1, 2011, Plaintiff  |   |
| 24 | sought an extension of time of 30 days to file his amended complaint. (Doc. 22) The Court granted   |   |
| 25 | this request on April 5, 2011. (Doc. 23) On May   | y 11, 2011, Plaintiff sought another extension of time        |
| 26 | to June 4, 2011, to file the complaint. (Doc. 24) Once again, the Court granted this request on May |   |
| 27 | 13, 2011. (Doc. 25) Again, Plaintiff did not file his amended complaint but requested the Court     |   |
| 28 | send him copies of all orders issued since the  | May 13, 2011 order. (Doc. 26) However, because                |
|    |   |   |

| 1        | there had been no intervening orders, the Court denied this motion. (Doc. 28) Plaintiff has never   |  |
|----------|---|--|
| 2        | filed his amended complaint.  |  |
| 3        | Therefore, within 14 days of the date of service of this order, Plaintiff is <b>ORDERED</b> to show |  |
| 4        | cause why this matter should not be dismissed.  |  |
| 5        | Plaintiff is advised that his failure to comply with this order will result in an order dismissing  |  |
| 6        | the action.   |  |
| 7        | IT IS SO ORDERED.   |  |
| 8        | Dated:March 8, 2012/s/ Jennifer L. ThurstonUNITED STATES MAGISTRATE JUDGE                           |  |
| 9        |   |  |
| 10       |   |  |
| 11       |   |  |
| 12       |   |  |
| 13       |   |  |
| 14       |   |  |
| 15       |   |  |
| 16       |   |  |
| 17       |   |  |
| 18       |   |  |
| 19       |   |  |
| 20       |   |  |
| 21       |   |  |
| 22       |   |  |
| 23       |   |  |
| 24       |   |  |
| 25<br>26 |   |  |
| 26       |   |  |
| 27       |   |  |
| 28       |   |  |
|          | 2   |  |