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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF CALIFORNIA
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8 LEIF BERGMAN, et al.,

CASE NO. CV F 11-1866 LJO GSA

9 Plaintiffs,

**ORDER TO SHOW CAUSE WHY MICHAEL
10 TOBIN, HOLLY TOBIN, BOB VANELLA,
11 DAVID COOK AND CHERLY L. TUCK-
SMITH SHOULD NOT BE SANCTIONED
12 (Doc. 72.)**

vs.

13 MICHAEL P. TOBIN, et al.,

14 Defendants.
15 _____/

16 AND RELATE COUNTERACTION.
17 _____/

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19 This Court's August 19, 2013 order required the parties, no later than November 19,
20 2013, to file papers to dismiss or conclude this action in its entirety, or to show good cause
21 why the action has not been dismissed. Michael Dini ("Mr. Dini"), counsel for plaintiffs Leif
22 Bergman and Bergman Landscape, Inc. filed his declaration to indicate that defendants
23 Michael Tobin and Holly Tobin and their counsel David Cook and defendant Bob Vanella and
24 his counsel Cheryl L. Tuck-Smith have failed to sign settlement papers and/or delayed
25 completion of settlement. Based on the record, this Court concludes that Michael Tobin, Holly
26 Tobin, David Cook, Bob Vanella, and Cheryl L. Tuck-Smith have disobeyed the August 19,
27 2013 order and are subject to sanctions.

28 This Court's Local Rule 11-110 provides that failure to comply with an order of this

