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**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

ISABEL TUBACH,  
Plaintiff,  
v.  
HOLQUIN, et al.,  
Defendants.

**Case No. 1:12-cv-00872-AWI-SMS (PC)**  
**ORDER TO SHOW CAUSE WHY THIS ACTION SHOULD NOT BE DISMISSED FOR PLAINTIFF'S FAILURE TO OBEY A COURT ORDER**  
**(ECF No. 8)**  
**RESPONSE DUE WITHIN FIFTEEN (15) DAYS**

Plaintiff Isabel Tubach ("Plaintiff") is a prisoner in the custody of the California Department of Corrections and Rehabilitation ("CDCR"). Plaintiff is proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. Plaintiff filed the Complaint in this action on May 29, 2012. (ECF No. 1.) In the Complaint, Plaintiff appears to allege that she is being sexually abused and harassed in violation of the Eighth Amendment, though she does not identify any specific constitutional right that she feels was violated. In addition, Plaintiff failed to state the dates of the occurrences of which she complains and merely stated many conclusions rather than detailed factual allegations.

Thus, on June 3, 2013, an order issued requiring Plaintiff to submit a more definite statement of facts, within thirty (30) days of its issuance, to enable the Court to screen the

1 Complaint in compliance with 28 U.S.C. § 1915A. (ECF No. 8.) That same order indicated that  
2 Plaintiff's failure to comply as directed may result in the dismissal of this action under Rule 41(b)  
3 of the Federal Rules of Civil Procedure without further notice. (*Id.*) More than thirty days have  
4 now passed and Plaintiff has neither provided the more definite statement of facts; nor has she  
5 requested an extension of time to comply, or otherwise responded to the Court's order.  
6

7 The Court has discretion to impose any and all sanctions authorized by statute or Rule or  
8 within the inherent power of the Court, including dismissal of an action, based on Plaintiff's  
9 failure to comply with a court order. Fed. R. Civ. P. 11; Local Rule 110.

10 Accordingly, it is HEREBY ORDERED that:

- 11 1. within **fifteen (15) days** from the date of service of this order, Plaintiff shall file a  
12 written response to the Court, showing cause why this case should not be dismissed  
13 for Plaintiff's failure to obey the Court's order of June 3, 2013; and  
14
- 15 2. Plaintiff's failure to comply with this order will result in the dismissal of this action  
16 without further notice.  
17

18  
19 IT IS SO ORDERED.

20  
21 Dated: September 5, 2013

/s/ Sandra M. Snyder  
UNITED STATES MAGISTRATE JUDGE