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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

LOWELL TAYLOR,) Case No.: 1:13-cv-00123 - AWI - JLT
Plaintiff,) ORDER TO PLAINTIFF TO SHOW CAUSE WHY
v.) THE ACTION SHOULD NOT BE DISMISSED) FOR FAILURE TO PROSECUTE
PM REALTY GROUP, et al.,))
Defendants.))

Defendant PM Realty Group seeks terminating sanctions against Plaintiff Lowell Taylor.

Defendant asserts Plaintiff failed to attend a properly noticed deposition, and has resisted discovery.

Review of the Court's docket indicates Plaintiff has not filed any documents in this action since its removal to the federal court, and appears to have abandoned the litigation. However, in light of information that makes it appear Plaintiff's counsel is not eligible to practice law currently, the Court hereby informs Plaintiff that such a failure to prosecute may result in the issuance of sanctions, including dismissal of the action.

The Local Rules, corresponding with Fed. R. Civ. P. 11, provide: "Failure of counsel or of a party to comply with . . . any order of the Court may be grounds for the imposition by the Court of any and all sanctions . . . within the inherent power of the Court." Local Rule 110. "District courts have inherent power to control their dockets," and in exercising that power, a court may impose sanctions including dismissal of an action. *Thompson v. Housing Authority of Los Angeles*, 782 F.2d 829, 831

1	(9th Cir. 1986). A court may dismiss an action with prejudice, based on a party's failure to prosecute		
2	an action or failure to obey a court order, or failure to comply with local rules. See, e.g. Ferdik v.		
3	Bonzelet, 963 F.2d 1258, 1260-61 (9th Cir. 1992) (dismissal for failure to comply with an order		
4	requiring amendment of complaint); <i>Malone v. U.S. Postal Service</i> , 833 F.2d 128, 130 (9th Cir. 1987)		
5	(dismissal for failure to comply with a court order); <i>Henderson v. Duncan</i> , 779 F.2d 1421, 1424 (9th		
6	Cir. 1986) (dismissal for failure to prosecute and to comply with local rules).		
7	Accordingly, IT IS HEREBY ORDERED:		
8	1. Plaintiff SHALL to show cause within fourteen days of the date of service of this		
9		Order why the action should	I not be dismissed for failure to prosecute; and
10	2.	The Clerk is DIRECTED to	serve this Order via United States mail upon Plaintiff at the
11		following address:	
12		Lowell Taylor 1411 S. Divisadero S	St #8
13		Visalia, CA 93277	
14	3.	If Plaintiff desires to continu	ne pro se in this litigation, he SHALL file a substitution of
15		attorney within fourteen day	rs of the date of service of this order.
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17	IT IS SO OI	RDERED.	
18	Dated:	February 4, 2014	/s/ Jennifer L. Thurston
19			UNITED STATES MAGISTRATE JUDGE
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