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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

KING MWASI,
Plaintiff,
v.
CORCORAN STATE PRISON,
Defendant.

Case No. 1:13-cv-00695-JLT (PC)
ORDER TO SHOW CAUSE WHY THE ACTION SHOULD NOT BE DISMISSED FOR PLAINTIFF’S FAILURE TO COMPLY WITH THE COURT’S ORDER
(Doc. 49)
30-DAY DEADLINE

Plaintiff, King Mwasi, is a state prisoner proceeding *pro se* and *in forma pauperis* in this civil action pursuant to 42 U.S.C. § 1983. On May 27, 2015, the Court granted Plaintiff’s motion and granted him leave to file a third amended complaint within thirty days. (Doc. 49.) Plaintiff’s third amended complaint was due on or before June 26, 2015. *Id.* Despite lapse of more than the allowed time, Plaintiff has not filed a third amended complaint.

The Local Rules, corresponding with Fed. R. Civ. P. 11, provide, “[f]ailure 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 (9th Cir. 1986). A court may dismiss an action with prejudice, based on a party’s failure to prosecute an action or failure to obey a court order, or failure to

1 comply with local rules. *See, e.g. Ferdik v. Bonzelet*, 963 F.2d 1258, 1260-61 (9th Cir. 1992)
2 (dismissal for failure to comply with an order requiring amendment of complaint); *Malone v. U.S.*
3 *Postal Service*, 833 F.2d 128, 130 (9th Cir. 1987) (dismissal for failure to comply with a court
4 order); *Henderson v. Duncan*, 779 F.2d 1421, 1424 (9th Cir. 1986) (dismissal for failure to
5 prosecute and to comply with local rules).

6 Accordingly, Plaintiff is ORDERED to show cause within thirty (30) days of the date of
7 service of this Order why the action should not be dismissed for his failure comply with the
8 Court's order.

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10 IT IS SO ORDERED.

11 Dated: July 14, 2015

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE

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