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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
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11 DANNY CRAIN,

12 Plaintiff,

13 v.

14 CITY OF ATWATER, ATWATER POLICE  
15 DEPARTMENT, FRANK PIETRO, DAVID  
16 WALKER and JOSE TORRES,

16 Defendants.

Case No. 1:15-cv-0591---BAM

ORDER DISCHARGING ORDER TO  
SHOW CAUSE

ORDER SETTING TELEPHONIC STATUS  
CONFERENCE

Date: August 20, 2015

Time: 9:30AM

Courtroom: Department 8

Judge: Hon. Barbara A. McAuliffe

STATUS REPORT DUE: August 13, 2015

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19 Before the Court is Plaintiff's Counsel's response to the Court's July 23, 2015, Order to  
20 Show Cause. (Doc. 10). Counsel Michael Warda attests that he inadvertently failed to appear  
21 for the Court's status conference because he mistakenly mis-calendered the status conference  
22 date and was unable to remedy the error while he was in Alaska without access to cell phone  
23 service. (Doc. 10).

24 The Court accepts Mr. Warda's explanation and representations, but admonishes his lack  
25 of attentiveness. Any further occurrence will be closely reviewed.

26 Accordingly, it is HEREBY ORDERED that:

27 1. The July 23, 2015, ORDER TO SHOW CAUSE (Doc. 9) is DISCHARGED;  
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- 1 2. On or before August 13, 2015, Plaintiff SHALL file a Status Report indicating  
2 whether all defendants have been properly served in this dispute;
- 3 3. The Court SETS a Telephonic Status Conference/Initial scheduling conference for  
4 August 20, 2015, at 9:30 a.m. At the conference, the Court will discuss the  
5 procedures in light of the Sacramento designation and will address consent to  
6 Magistrate Judge jurisdiction. The parties may appear telephonically at the  
7 conference by arranging a one-line conference prior to calling chambers at 559-  
8 499-5789.

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10 IT IS SO ORDERED.

11 Dated: August 5, 2015

12 /s/ Barbara A. McAuliffe  
13 UNITED STATES MAGISTRATE JUDGE

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