

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

PRAVEEN SINGH, an individual;
and JOYTESHNA KARAN, an
individual,

Plaintiffs,

v.

KIRK BUNCH, an individual;
FRANK NAVARRO, an individual;
JOHN EVERS, an individual;
DAVID HARRIS; BIRGIT
FLADAGER; THE COUNTY OF
STANISLAUS, a government
entity; ADAM CHRISTIANSON;
STANISLAUS COUNTY SHERIFF
DEPARTMENT, a government
entity; and DOES 1 - 100,
inclusive;

Defendants.

No. 1:15-cv-00646-GEB-BAM

**ORDER CONTINUING STATUS
(PRETRIAL SCHEDULING)
CONFERENCE; FED. R. CIV. P. 4(M)
NOTICE**

The Joint Status Report filed November 9, 2015, reveals this case is not ready to be scheduled. The parties state: "FRANK NAVARRO and JOHN EVERS have not made any appearance." (JSR 2:7, ECF No. 23.) However, it is unclear whether these defendants have been served with process, and Plaintiffs do not indicate how they intend to prosecute this action against them, if they have been served.

Therefore, the Status (Pretrial Scheduling) Conference scheduled for hearing on November 23, 2015, is continued to

1 February 1, 2016, at 9:00 a.m. A further joint status report
2 shall be filed no later than fourteen (14) days prior to the
3 Status Conference, in which Plaintiffs shall address their
4 efforts to prosecute this case against Defendants Frank Navarro
5 and John Evers. Plaintiffs are notified that these defendants may
6 be dismissed with prejudice under Federal Rule of Civil Procedure
7 41(b) if Plaintiffs fail to prosecute their claim(s) against
8 them.

9 Further, Plaintiffs are notified under Rule 4(m) of the
10 Federal Rules of Civil Procedure that failure to serve Defendants
11 Frank Navarro and John Evers with process may result in the
12 unserved defendant(s) being dismissed. To avoid dismissal, on or
13 before November 30, 2015, Plaintiffs shall file proof of service
14 for these defendants or a sufficient explanation why service was
15 not completed within Rule 4(m)'s prescribed service period.

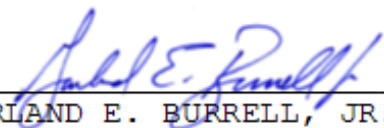
16 IT IS SO ORDERED.

17 Dated: November 17, 2015

18

19

20



GARIAND E. BURRELL, JR.
Senior United States District Judge

21

22

23

24

25

26

27

28