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6 **UNITED STATES DISTRICT COURT**

7 EASTERN DISTRICT OF CALIFORNIA

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9 ARTHUR OWENS,

10 Plaintiff,

11 v.

12 FRESNO FOODS, LLC, et al.,

13 Defendants.

Case No. 1:15-cv-01526-SAB

ORDER REQUIRING PLAINTIFF'S
COUNSEL TO SHOW CAUSE WHY THIS
ACTION SHOULD NOT BE DISMISSED
FOR FAILURE TO COMPLY WITH
COURT'S ORDER

(ECF No. 41)

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15 On October 20, 2016, Plaintiff's counsel filed a statement of death informing the Court
16 that Plaintiff is deceased. On October 31, 2016, the Court ordered that a motion for substitution
17 be filed on or before December 23, 2016. However, a motion for substitution or other response
18 to the October 31, 2016 order has not been filed.

19 Accordingly, IT IS HEREBY ORDERED that Plaintiff's counsel shall show cause in
20 writing why this action should not be dismissed for failure to file a motion for substitution in
21 compliance with this Court's October 31, 2016 order by January 17, 2017. Failure to comply
22 with this order will result in this action being dismissed for failure to prosecute.

23 IT IS SO ORDERED.

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25 Dated: December 28, 2016


UNITED STATES MAGISTRATE JUDGE