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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 APRIL DYER,) Case No.: 1:15-cv-01538 --- JLT
12)
13 Plaintiff,) ORDER DISCHARGING ORDER TO SHOW
14) CAUSE
15 v.)
16 BRIGHTHOUSE NETWORKS, LLC.,) ORDER AFTER NOTICE OF SETTLEMENT
17)
18 Defendant.)
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29 On October 8, 2015, Plaintiffs filed the instant action. (Doc. 1) The next day, the Court issued
30 the summonses (Doc. 2) and its order setting the mandatory scheduling conference to occur on January
31 22, 2016. (Doc. 3) Nevertheless, by January 8, 2016, Plaintiff has not filed proof of service. Thus the
32 Court ordered Plaintiff to show cause why this had not occurred. (Doc. 4)

33 On January 15, 2016, Plaintiff filed the proof of service (Doc.5) and also has explained that it
34 was not filed earlier due to inadvertence. (Doc. 7 at 1-2) Likewise, Plaintiff notified the Court that the
35 parties had settled the matter. (Doc. 6) Therefore, the Court **ORDERS**,

- 36 1. The order to show cause is **DISCHARGED**;
37 2. The stipulated request for dismissal **SHALL** be filed no later than **March 25, 2016**;
38 3. All pending dates, conferences and hearings are **VACATED** and any pending motions
39 are ordered **TERMINATED**.

40 **Failure to comply with this order may result in the imposition of sanctions, including the**

1 **dismissal of the action.**

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3 IT IS SO ORDERED.

4 Dated: **January 25, 2016**

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE