

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

7 Accordingly, Plaintiff is ORDERED to show cause why this action should not be
8 dismissed as against any new defendants listed in his 3AC for his failure to comply with the
9 Court's order. Plaintiff is ordered to file a written response to this Order to Show Cause
10 indicating whether he intends to pursue this action as against the new defendants and explaining
11 his failure to submit service documents by the required date. Alternatively, Plaintiff may submit
12 the required documents. Any such response shall be filed no later than **thirty (30) days** after the
13 date of this Order. **Plaintiff is cautioned that failure to respond to this order as set forth**
14 **above may result in the dismissal of this action as against the new defendants.**

15 IT IS SO ORDERED.

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17 Dated: September 15, 2017

18 /s/ Eric P. Shroy
19 UNITED STATES MAGISTRATE JUDGE
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