

1 accomplished, and resolved by counsel before filing of
2 the pretrial order were in fact so addressed, accomplished,
and resolved, in whole or in part, or at all.

3 Meaningful preparation of the case for trial cannot
4 proceed absent (1) accomplishment by counsel of the
5 tasks assigned by the Court and (2) submission and filing
of the pretrial order.²

6 No filings or communication of any sort have been received from any
7 counsel since the Order of August 31, 2017, was entered. No excuse has been
8 offered or suggested to attempt to explain or justify what appears from the record to
9 have been a deliberate pattern of refusal of counsel of record to carry out their
10 responsibilities to comply with the orders of the Court.
11

12
13 ORDERED:

14 Lead counsel for Plaintiff and Defendant shall personally appear before the
15 Court at 10:00 a.m. PT (11:00 a.m. MT) on the 28th day of September, 2017, via
16 video conference at the Robert E. Coyle Federal Courthouse, Courtroom I, Fresno,
17 California, to show cause, if any, to fully explain and justify why the previous
18 orders of the Court were not obeyed, and to fully explain and justify why this case
19 should not be dismissed for failure to prosecute.
20
21

22 DATED this 11th day of September, 2017.

23
24 
25 SAM E. HADDON
26 United States District Judge

27
28 ² Doc. 147 at 1-2.