1		
2		
3		
4		
5		
6		
7		
8	UNITED STAT	ES DISTRICT COURT
9	EASTERN DISTRICT OF CALIFORNIA	
10		
11	THERESA BROOKE,	) Case No.: 1:16-cv-01410 - LJO-JLT
12	Plaintiff,	) ORDER TO SHOW CAUSE WHY SANCTIONS
13	v.	<ul> <li>SHOULD NOT BE IMPOSED FOR FAILURE TO</li> <li>COMPLY WITH THE COURT'S ORDER</li> </ul>
14	D.P.R.I. INVESTMENTS, LLC, dba Hotel Rosedale,	
15	Defendant.	
16		
17	On November 2, 2016, Plaintiff notified the Court that the parties have settled the action. (Doc.	
18	9) Thus, the Court ordered a request to dismiss the action to be filed no later than November 25, 2016.	
19	(Doc. 10) The parties were informed that "failure to comply with this order may result in the Court	
20	imposing sanctions, including the dismissal of the action." (Id. at 1, emphasis omitted.) To date, the	
21	parties have failed to comply with or otherwise	respond to the Court's order.
22	The Local Rules, corresponding with Fe	ed. R. Civ. P. 11, provide: "Failure of counsel or of a
23	party to comply with any order of the Court may be grounds for the imposition by the Court of any	
24	and all sanctions within the inherent power	of the Court." Local Rule 110. "District courts have
25	inherent power to control their dockets," and in exercising that power, a court may impose sanctions	
26	including dismissal of an action. Thompson v. Housing Authority of Los Angeles, 782 F.2d 829, 831	
27	(9th Cir. 1986). A court may dismiss an action with prejudice, based on a party's failure to prosecute	
28	an action or failure to obey a court order, or fail	lure to comply with local rules. See, e.g. Ferdik v.

1	Bonzelet, 963 F.2d 1258, 1260-61 (9th Cir. 1992) (dismissal for failure to comply with an order);	
2	Malone v. U.S. Postal Service, 833 F.2d 128, 130 (9th Cir. 1987) (dismissal for failure to comply with	
3	a court order); <i>Henderson v. Duncan</i> , 779 F.2d 1421, 1424 (9th Cir. 1986) (dismissal for failure to	
4	prosecute and to comply with local rules).	
5	Accordingly, Plaintiff is <b>ORDERED</b> to show cause within seven days of the date of service of	
6	this Order why the action should not be dismissed for failure comply with the Court's order, or to file	
7	a request for dismissal.	
8		
9	IT IS SO ORDERED.	
10	Dated: December 1, 2016 /s/ Jennifer L. Thurston	
11	UNITED STATES MAGISTRATE JUDGE	
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24 25		
23 26		
20		
28		
	2	