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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

DAVID ANDERSON,

Plaintiff,

v.

COUNTY OF MADERA, ET AL.,

Defendants.

Case No. 1:16-cv-01629-DAD-SKO

**ORDER TO SHOW CAUSE WHY
THIS CASE SHOULD NOT BE
RECOMMENDED FOR DISMISSAL**

On July 24, 2017, Plaintiff, proceeding pro se, filed a request that the Court effectuate service upon Defendants. (Doc. 10.) By its order entered on August 2, 2017, the Court advised Plaintiff that he, not the Court, “is responsible for having the summons and complaint served within the time allowed by Rule 4(m) and must furnish the necessary copies to the person who makes service,” Fed. R. Civ. P. 4(c)(1), and ordered him to file proof of service of the amended complaint on Defendants by September 19, 2017. (Doc. 11.) Plaintiff failed to file proofs of service on Defendants by September 19, 2017. (*See* Docket.)

Accordingly, the Court ORDERS that, by no later than November 6, 2017, Plaintiff shall file his proofs of service or a statement showing cause why the Court should not recommend to the presiding district court judge that this action be dismissed. The Court

1 further CAUTIONS Plaintiff that, if he fails to file the proofs of service or statement by November
2 6, 2017, the Court will recommend to the presiding district court judge that this action be
3 dismissed, in its entirety.

4 In order to permit time for Plaintiff to comply with this Order, the scheduling conference
5 currently set for October 31, 2017, is **VACATED and RESET for December 19, 2017, at 11:00**
6 **a.m.**

7 The Court DIRECTS the Clerk to send a copy of this order to Plaintiff at his address listed
8 on the docket for this matter.

9
10 IT IS SO ORDERED.

11 Dated: October 16, 2017

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

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