

1 “[a] separate proof of service reflecting that the letter brief was served” upon the Commissioner.
2 (Doc. 6 at 2) To date, Plaintiff has not filed a proof of service, and has not requested an extension of
3 time to serve the confidential letter brief.

4 The Local Rules, corresponding with Fed. R. Civ. P. 11, provide: “Failure of counsel or of a
5 party to comply with . . . any order of the Court may be grounds for the imposition by the Court of any
6 and all sanctions . . . within the inherent power of the Court.” Local Rule 110. “District courts have
7 inherent power to control their dockets,” and in exercising that power, a court may impose sanctions
8 including dismissal of an action. *Thompson v. Housing Authority of Los Angeles*, 782 F.2d 829, 831
9 (9th Cir. 1986). A court may dismiss an action with prejudice, based on a party’s failure to prosecute
10 an action or failure to obey a court order, or failure to comply with local rules. *See, e.g. Ferdik v.*
11 *Bonzelet*, 963 F.2d 1258, 1260-61 (9th Cir. 1992) (dismissal for failure to comply with an order);
12 *Malone v. U.S. Postal Service*, 833 F.2d 128, 130 (9th Cir. 1987) (dismissal for failure to comply with
13 a court order); *Henderson v. Duncan*, 779 F.2d 1421, 1424 (9th Cir. 1986) (dismissal for failure to
14 prosecute and to comply with local rules).

15 Accordingly, **within 14 days**, Plaintiff **SHALL** show cause in writing why the action should
16 not be dismissed for failure to prosecute or to follow the Court’s Order or, within the same time period
17 to file proof of service of the confidential letter brief.

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19 IT IS SO ORDERED.

20 Dated: May 31, 2017

/s/ Jennifer L. Thurston
21 UNITED STATES MAGISTRATE JUDGE
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