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5 **UNITED STATES DISTRICT COURT**  
6 **EASTERN DISTRICT OF CALIFORNIA**  
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8 VERONICA LISA DAVIS,

9 Plaintiff,

10 v.

11 COMMISSIONER OF SOCIAL SECURITY,

12 Defendant.  
13

Case No. 1:17-cv-00621-SAB

ORDER REQUIRING DEFENDANT TO  
FILE COPY OF ADMINISTRATIVE  
RECORD WITHIN FOURTEEN DAYS

14 On May 1, 2015, Plaintiff Veronica Lisa Davis filed the present action in this court  
15 seeking review of the Commissioner's denial of an application for benefits. (ECF No. 1.) On  
16 May 4, 2017, the Court issued a scheduling order. (ECF No. 5). The scheduling order states that  
17 within 120 days after service, Defendant shall file and serve a copy of the administrative record  
18 which shall be deemed an answer to the complaint. On May 23, 2017, proof of service was  
19 returned showing that Defendant was served by certified mail on May 18, 2017. (ECF No. 6.)  
20 Defendant has not filed the administrative record in compliance with with scheduling order.

21 Local Rule 110 provides that "[f]ailure of counsel or of a party to comply with these  
22 Rules or with any order of the Court may be grounds for imposition by the Court of any and all  
23 sanctions . . . within the inherent power of the Court." The Court has the inherent power to  
24 control its docket and may, in the exercise of that power, impose sanctions where appropriate,  
25 including dismissal of the action. Bautista v. Los Angeles County, 216 F.3d 837, 841 (9th Cir.  
26 2000).

27 Accordingly, IT IS HEREBY ORDERED that:

28 1. Within fourteen days from the date of service of this order, Defendant shall file

1 and serve a copy of the administrative record; and

- 2 2. Failure to respond to this order could result in the imposition of sanctions, up to  
3 an including an entry of default.

4  
5 IT IS SO ORDERED.

6 Dated: September 19, 2017

  
UNITED STATES MAGISTRATE JUDGE