1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 9 EASTERN DISTRICT OF CALIFORNIA 10 11 MARK HUNT, Case No.: 1:19-cv-00504-DAD-SAB (PC) 12 Plaintiff, ORDER TO SHOW CAUSE WHY SANCTIONS SHOULD NOT BE IMPOSED ON DEFENDANTS 13 v. FOR FAILURE TO FILE A STATUS REPORT 14 D. DIAZ, et al., (ECF No. 61) 15 Defendants. 16 17 18 Plaintiff Mark Hunt is appearing pro se and in forma pauperis in this civil rights action 19 pursuant to 42 U.S.C. § 1983. 20 On October 30, 2020, the Court granted Defendants' request to stay the instant action pending 21 resolution of Plaintiff's criminal case and disciplinary action. (ECF No. 61.) The Court directed 22 Defendants to file an initial status report within ninety days of the October 30, 2020, and every sixty 23 days thereafter until the proceedings are resolved. (Id.) 24 Defendants filed status reports on January 27, 2021, and March 26, 2021. (ECF Nos. 62, 63.) 25 However, Defendants have failed to file a status report within sixty days of the last report, i.e. May 25, 26 2021. 27

order of the Court may be grounds for imposition by the Court of any and all sanctions...within the

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Local Rule 110 provides that "[f]ailure ... of a party to comply with these Rules or with any

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inherent power of the Court." District courts have the inherent power to control their dockets and "[i]n the exercise of that power they may impose sanctions including, where appropriate, ... dismissal."

Thompson v. Hous. Auth., 782 F.2d 829, 831 (9th Cir. 1986). A court may dismiss an action, with prejudice, based on a party's failure to prosecute an action, failure to obey a court order, or failure to comply with local rules. See, e.g., Ghazali v. Moran, 46 F.3d 52, 53–54 (9th Cir. 1995) (dismissal for noncompliance with local rule); Ferdik v. Bonzelet, 963 F.2d 1258, 1260–61 (9th Cir. 1992) (dismissal for failure to comply with an order requiring amendment of complaint); Malone v. U.S.

Postal Serv., 833 F.2d 128, 130–33 (9th Cir. 1987) (dismissal for failure to comply with court order).

Accordingly, it is HEREBY ORDERED that within **ten** (10) days from the date of service of this order, Defendants shall show cause in writing why sanctions should not be imposed for failure to comply with the court's order.

IT IS SO ORDERED.

Dated: **May 27, 2021**

UNITED STATES MAGISTRATE JUDGE