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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 SCOTT N. JOHNSON,)
11 Plaintiff,) 2:07-cv-02393-GEB-CMK
12 v.)
13 GODLOVE ENTERPRISES, INC., d/b/a) ORDER RE: SETTLEMENT
14 MCDONALD'S #4446; FRANCHISE REALTY) AND DISPOSITION
15 INTERSTATE CORPORATION,)
16 Defendants.)

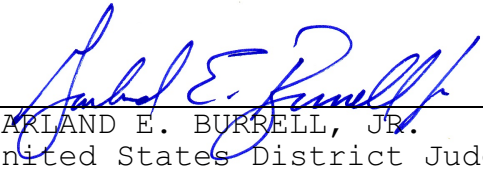
17 On January 24, 2008, Plaintiff filed a Notice of Settlement
18 in which he states "the parties have settled this action" and
19 "[d]ispositional documents will be filed within (20) calendar days."
20 Therefore, a dispositional document shall be filed no later than
21 February 13, 2008. Failure to respond by this deadline may be
22 construed as consent to dismissal of this action without prejudice,
23 and a dismissal order could be filed. See L.R. 16-160(b) ("A failure
24 to file dispositional papers on the date prescribed by the Court may
25 be grounds for sanctions.").

26 The status conference scheduled for February 19, 2008, is
27 reset for hearing on March 31, 2008, at 9:00 a.m., in the event that
28 no dispositional document is filed, or if this action is not

1 otherwise dismissed. Further, a joint status report shall be filed
2 fourteen days prior to the status conference.¹

3 IT IS SO ORDERED.

4 Dated: February 5, 2008

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7 GARLAND E. BURRELL, JR.
8 United States District Judge
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25 ¹ The status conference will remain on calendar, because
26 the mere representation that an action has been settled does not
27 justify removal of the action from a district court's trial docket.
28 Cf. Callie v. Near, 829 F.2d 888, 890 (9th Cir. 1987) (indicating
that a representation that claims have been settled does not
necessarily establish the existence of a binding settlement
agreement).