

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

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

The status conference scheduled for February 19, 2008, is reset for hearing on March 31, 2008, at 9:00 a.m., in the event that 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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6 GARLAND E. BURRELL, JR.
7 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).