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

ENRIQUE B. PALMA, III,

Plaintiff,

No. 2:08-cv-2506 FCD JFM

vs.

FREMONT INVESTMENT AND
LOAN, et al.,

ORDER

Defendants.

_____ /

This action was referred to the undersigned pursuant to Local Rule 72-302(c)(21).
On November 20, 2008, defendants filed a motion to dismiss pursuant to Fed. R. Civ. P.
12(b)(6). No opposition to the motion to dismiss has been filed.

Local Rule 78-230(c) provides that opposition to the granting of a motion must be
filed fourteen days preceding the noticed hearing date. The Rule further provides that “[n]o party
will be entitled to be heard in opposition to a motion at oral arguments if written opposition to
the motion has not been timely filed by that party.” In addition, Local Rule 78-230(j) provides
that failure to appear may be deemed withdrawal of opposition to the motion or may result in
sanctions. Finally, Local Rule 11-110 provides that failure to comply with the Local Rules “may
be grounds for imposition of any and all sanctions authorized by statute or Rule or within the
inherent power of the Court.”

