(PC) Scaife	v. Knowles	
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8	IN THE UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
10	RONALD E. SCAIFE,	
11	Plaintiff, No. CIV S-08-3030 GGH P	
12	vs.	
13	WARDEN MIKE KNOWLES,	
14	Defendant. <u>ORDER</u>	
15		
16	On May 29, 2009, defendant filed a motion to dismiss pursuant to Federal Rule of	
17	Civil Procedure 12(b)(6). Plaintiff has not opposed the motion.	
18	Local Rule 78-230(m) provides in part: "Failure of the responding party to file	
19	written opposition or to file a statement of no opposition may be deemed a waiver of any	
20	opposition to the granting of the motion" On January 22, 2009, plaintiff was advised of the	
21	requirements for filing an opposition to the motion and that failure to oppose such a motion may	
22	be deemed a waiver of opposition to the motion.	
23	Local Rule 11-110 provides that failure to comply with the Local Rules "may be	
24	grounds for imposition of any and all sanctions authorized by statute or Rule or within the	
25	inherent power of the Court." In the order filed January 22, 2009, plaintiff was advised that	
26	failure to comply with the Local Rules may result in a recommendation that the action be	

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dismissed. Good cause appearing, IT IS HEREBY ORDERED that, within thirty days of the date of this order, plaintiff shall file an opposition, if any, to the motion to dismiss. Failure to file an opposition will be deemed as a statement of non-opposition and shall result in a recommendation that this action be dismissed pursuant Federal Rule of Civil Procedure 41(b). DATED: July 27, 2009 /s/ Gregory G. Hollows UNITED STATES MAGISTRATE JUDGE GGH:035 scai3030.osc