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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.

ORDER

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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DATED: July 27, 2009

UNITED STATES MAGISTRATE JUDGE

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