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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

FREDERICK BLOMQUIST; COLETTE)
BLOMQUIST,)
)
Plaintiffs,)
)
v.)
)
GMAC MORTGAGE; UNION FIDELITY)
MORTGAGE, INC.; MORTGAGEIT, INC.;)
MORTGAGE ELECTRONIC REGISTRATIONS)
SYSTEMS, INC.; EXECUTIVE TRUSTEE)
SERVICES, LLC; GEORGE ROBERT PAUL;))
RANDOLPH BERKELEY MARTIN; CASEY)
SLEVIN,)
)
Defendants.)

2:09-cv-00891-GEB-EFB
ORDER TO SHOW CAUSE
AND CONTINUING STATUS
(PRETRIAL SCHEDULING)
CONFERENCE

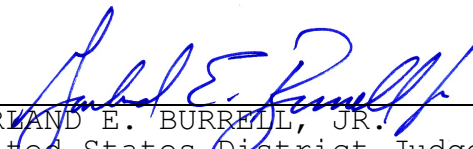
An Order Setting Status (Pretrial Scheduling) Conference was filed April 1, 2009 ("April 1 Order"), in which a status conference was scheduled in this case for July 13, 2009; and, a joint status report was required to be filed no later than fourteen days prior to the status conference. The Order further required a status report be filed regardless of whether a joint report could be procured. No status report was filed as ordered.

Therefore, Plaintiffs are Ordered to Show Cause ("OSC") in a writing to be filed no later than 4:00 p.m. on August 10, 2009, why

1 sanctions should not be imposed against them and/or their counsel
2 under Rule 16(f) of the Federal Rules of Civil Procedure for failure
3 to file a timely status report. The written response shall also state
4 whether Plaintiffs or their counsel are at fault, and whether a
5 hearing is requested on the OSC.¹ If a hearing is requested, it will
6 be held on August 24, 2009, at 9:00 a.m., just prior to the status
7 conference, which is rescheduled to that date. In accordance with the
8 requirements set forth in the April 1 Order, a status report shall be
9 filed no later than fourteen days prior to the status conference.

10 IT IS SO ORDERED.

11 Dated: July 7, 2009

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14 _____
GARLAND E. BURRELL, JR.
United States District Judge

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26 _____
27 ¹ "If the fault lies with the attorney, that is where the
28 impact of sanction should be lodged. If the fault lies with the
clients, that is where the impact of the sanction should be
lodged." Matter of Sanction of Baker, 744 F.2d 1438, 1442 (10th
Cir. 1984), cert. denied, 471 U.S. 1014 (1985). Sometimes the
faults of attorneys, and their consequences, are visited upon
clients. In re Hill, 775 F.2d 1385, 1387 (9th Cir. 1985).