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

SCOTT N. JOHNSON,	)	
	)	2:09-cv-01099-GEB-KJM
Plaintiff,	)	
	)	
v.	)	<u>ORDER RE: SETTLEMENT</u>
	)	<u>AND DISPOSITION</u>
FLORA TROPICANA AQUATICS, INC.,	)	
d/b/a Flora Tropicana Aquatics;	)	
RODNEY J. BLONIEN; NOREEN E.	)	
BLONIEN,	)	
	)	
Defendants.	)	
_____	)	

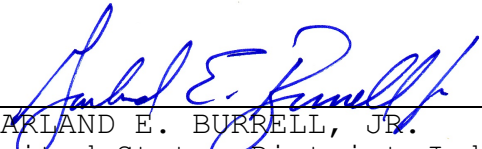
On July 8, 2009, a Notice of Settlement was filed in this action. Therefore, a dispositional document shall be filed no later than August 7, 2009. Failure to respond by this deadline may be construed as consent to dismissal of this action without prejudice, and a dismissal order could be filed. See L.R. 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 July 27, 2009, is continued for hearing to commence at 9:00 a.m. on September 21, 2009, in the event that no dispositional document is filed, or if this

1 action is not otherwise dismissed. Further, a joint status report  
2 shall be filed fourteen days prior to the status conference.<sup>1</sup>

3 IT IS SO ORDERED.

4 Dated: July 9, 2009

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7 GARLAND E. BURRELL, JR.  
8 United States District Judge  
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25 <sup>1</sup> 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).