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7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF CALIFORNIA
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10 GORDON SOMERA and DELORES L.
11 SOMERA,

NO. 2:09-CV-1947 FCD DAD

12 Plaintiffs,

13 v.

ORDER FOR SANCTIONS

14 INDYMAC FEDERAL BANK, FSB, et.
15 al.,

16 Defendants.

17 On January 5, 2010, plaintiffs' counsel, Mr. Philip Carey,
18 was ordered to show cause why he should not be sanctioned in the
19 amount of \$150.00 for failing to file an opposition brief or
20 notice of non-opposition to defendants' pending motions to
21 dismiss. The court ordered counsel to file his response to the
22 Order to Show Cause on or before January 29, 2010.

23 Plaintiffs' counsel filed his response to the Order to Show
24 Cause on January 22, 2010, and the court does not find good cause
25 to discharge the Order to Show Cause. Accordingly, the court
26 makes the following orders:

- 27 1. Mr. Carey shall pay sanctions in the amount of \$150.00.
28 Payment should be in the form of a check made payable
to the Clerk of the Court. The sum is to be paid


1 personally by plaintiffs' counsel not later than ten
2 (10) days from the filing of this Order for Sanctions.

3 2. This sanction is personal to the attorney, is to be
4 borne by him personally, and is not to be transmitted
5 to the client by way of a charge of attorney's fees
6 and/or costs.

7 3. Not later than twenty (20) days from the filing of this
8 Order, plaintiffs' counsel shall file a declaration
9 attesting to his compliance with the terms of this
10 Order.

11 IT IS SO ORDERED.

12 DATED: February 26, 2010

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15 FRANK C. DAMRELL, JR.
16 UNITED STATES DISTRICT JUDGE
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