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

GENERAL ELECTRIC CAPITAL CORPORATION, a Delaware corporation,
Plaintiff,
v.
DAVINA C. CARRIER, a citizen and resident of California,
Defendant.

02:09-cv-02379-GEB-KJM
ORDER TO SHOW CAUSE AND CONTINUING STATUS (PRETRIAL SCHEDULING) CONFERENCE

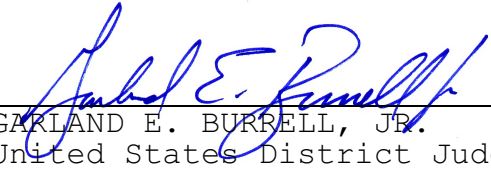
The September 1, 2009 Order Setting Status (Pretrial Scheduling) Conference scheduled a status conference in this case for January 19, 2010 and required the parties to file a joint status report no later than fourteen days prior to the scheduling conference. The Order further required that a status report be filed regardless of whether a joint report could be procured. No status report was filed as ordered.

Plaintiff is Ordered to Show Cause ("OSC") in a writing to be filed no later than 4:00 p.m. on January 22, 2010, why sanctions should not be imposed against it and/or its counsel under Rule 16(f) of the Federal Rules of Civil Procedure for failure to file a timely status report. The written response shall also state whether Plaintiff or its counsel is at fault, and whether a hearing

1 is requested on the OSC.¹ If a hearing is requested, it will be
2 held on March 1, 2010, at 9:00 a.m., just prior to the status
3 conference, which is rescheduled to that date and time. A status
4 report shall be filed no later than fourteen days prior to the
5 status conference.

6 IT IS SO ORDERED.

7 Dated: January 14, 2010

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10 GARLAND E. BURRILL, JR.
11 United States District Judge
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25 ¹ "If the fault lies with the attorney, that is where the impact
26 of sanction should be lodged. If the fault lies with the clients, that
27 is where the impact of the sanction should be lodged." Matter of
28 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).