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

CHRISTOPHER SCOTT RIDER,

Plaintiff,

No. CIV S-09-2675 FCD DAD P

vs.

M.R. GOLDY et al.,

Defendants.

ORDER

_____ /

On February 11, 2011, defendants Goldy and Schwab filed a motion to have plaintiff declared a vexatious litigant, revoke plaintiff’s IFP status, and dismiss plaintiff’s second amended complaint or require him to pay a filing fee. Plaintiff has not opposed the motion.¹

Local Rule 230(l) provides in part: “Failure of the responding party to file written opposition or to file a statement of no opposition may be deemed a waiver of any opposition to the granting of the motion” On October 27, 2010, plaintiff was advised of the requirements for filing an opposition to a motion and that failure to oppose such a motion may be deemed a waiver of opposition to the motion.

¹ If plaintiff no longer wishes to proceed with this matter, he should file a request to dismiss this action without prejudice pursuant to Rule 41(a) of the Federal Rules of Civil Procedure.

1 Local Rule 110 provides that failure to comply with the Local Rules “may be
2 grounds for imposition of any and all sanctions authorized by statute or Rule or within the
3 inherent power of the Court.” In the order filed October 27, 2010, plaintiff was advised that
4 failure to comply with the Local Rules may result in a recommendation that the action be
5 dismissed.

6 Good cause appearing, IT IS HEREBY ORDERED that, within thirty days of the
7 date of this order, plaintiff shall file an opposition, if any, to defendants’ motion to have plaintiff
8 declared a vexatious litigant, revoke plaintiff’s IFP status, and dismiss plaintiff’s second
9 amended complaint or require him to pay a filing fee. Failure to file an opposition will be
10 deemed as a statement of non-opposition and shall result in a recommendation that this action be
11 dismissed pursuant Federal Rule of Civil Procedure 41(b).

12 DATED: March 9, 2011.

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16 DALE A. DROZD
17 UNITED STATES MAGISTRATE JUDGE

15 DAD:9
16 ride2675.46