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

DAVID HARRINGTON,)	
)	2:10-cv-00783-GEB-DAD
Plaintiff,)	
)	
v.)	<u>ORDER TO SHOW CAUSE AND</u>
)	<u>CONTINUING STATUS (PRETRIAL</u>
OASIS FINANCIAL SOLUTIONS, LLC,)	<u>SCHEDULING) ORDER</u>
a corporation; KASHANDA BROCK,)	
an individual,)	
)	
Defendants.)	
_____)	

An order issued on September 14, 2010, which continued the Status (Pretrial Scheduling) Conference until 9:00 a.m. on December 13, 2010, based upon Plaintiff's representations concerning his efforts to obtain default judgments against both defendants. (ECF No. 21.) The September 14, 2010 Order prescribed:

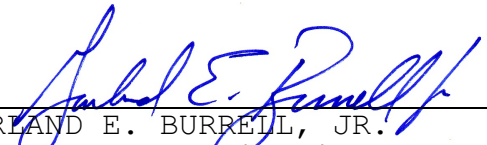
If a Defendant appears in this action, a Joint Status Report shall be filed fourteen (14) days prior to the status conference. Alternatively, if there is no appearance, Plaintiff shall file a Status Report fourteen (14) days prior to the status conference in which he is only required to explain the status of the default judgments. If Plaintiff fails to file a motion for entry of default judgments, he shall file an explanation as to why this case should not be dismissed for failure to prosecute no later than fourteen (14) days prior to the status conference.

Id. at 2:2-10. No status report was filed as required.

1 Plaintiff is Ordered to Show Cause ("OSC") in a writing to be
2 filed no later than 4:00 p.m. on January 4, 2010, why sanctions should
3 not be imposed against him and/or his counsel under Rule 16(f) of the
4 Federal Rules of Civil Procedure for failure to file a timely status
5 report. The written response shall also state whether Plaintiff or his
6 counsel is at fault, and whether a hearing is requested on the OSC.¹ If
7 a hearing is requested, it will be held on January 18, 2011, at 9:00
8 a.m., just prior to the status conference, which is rescheduled to that
9 date and time. A status report shall be filed no later than fourteen
10 days prior to the status conference.

11 IT IS SO ORDERED.

12 Dated: December 6, 2010

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15 _____
16 GARLAND E. BURRELL, JR.
17 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).