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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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GREGORY SMITH, and
BETTY SMITH,

Plaintiffs,

NO. CIV. S-10-1243 FCD GGH

v.

ORDER FOR SANCTIONS AND
FURTHER ORDER TO SHOW CAUSE

AMERIQUEST MORTGAGE COMPANY,
et. al.,

Defendants.

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On August 30, 2010, plaintiffs' counsel, Mr. Piotr Gabriel
Reysner, was ordered to show cause why he should not be
sanctioned in the amount of \$150.00 for failing to file an
opposition or notice of non-opposition to defendants' motions to
dismiss in compliance with Local Rule 230(c). The court ordered
counsel to file his response to the Order to Show Cause on or
before September 10, 2010. As of today's date, a response has not
been filed, and therefore, the court makes the following orders:

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1 1. Plaintiffs' counsel, Mr. Piotr Gabriel Reysner, is
2 ordered to pay sanctions in the amount of **\$150.00** for his failure
3 to file a response to the Order to Show Cause filed on August 30,
4 2010. Payment should be in the form of a check made payable to
5 the Clerk of the Court. The sum is to be paid personally by
6 plaintiffs' counsel **not later than fourteen (14) days** from the
7 filing of this Order for Sanctions.

8 2. Plaintiffs' counsel is further ordered to show cause
9 why he should not be sanctioned an additional **\$300.00** for his
10 failure to respond to legal deadlines and the court's orders, and
11 why plaintiffs' case should not be dismissed for failure to
12 prosecute. Counsel shall file his response to this Order to Show
13 Cause on or before October 8, 2010.

14 3. The hearing on defendants' Motions to Dismiss (Docket
15 Nos. 11, 15 and 17) currently set for September 24, 2010 is
16 VACATED and RESET for October 22, 2010 at 10:00 a.m. in Courtroom
17 #2.

18 IT IS SO ORDERED.

19 DATED: September 13, 2010

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21 FRANK C. DAMRELL, JR.
22 UNITED STATES DISTRICT JUDGE
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