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

CALIFORNIA SPORTFISHING	)	
PROTECTION ALLIANCE, a	)	2:10-cv-01801-GEB-GGH
non-profit corporation,	)	
	)	
Plaintiff,	)	<u>ORDER TO SHOW CAUSE</u>
	)	
v.	)	
	)	
PARADISE READY MIX, INC. a	)	
California corporation, WILLIAM	)	
CALLAWAY, an individual, and	)	
BRIAN HARRISON, an individual,	)	
	)	
Defendants.	)	
_____	)	

Defendants filed an "Answer to Compliant for Declaratory and Injunctive Relief and Civil Penalties; Counter Claim [and] Demand for Jury Trial," *in propria persona* on September 27, 2010, in which they state Defendant Paradise Ready Mix is a "California business." (ECF No. 5, 1:19.) Defendants further state in their "Status Report and Rule 26(f) Discovery Plan" that Paradise Ready Mix is a "privately owned company. . . ." (ECF No. 9 ¶ 1.)

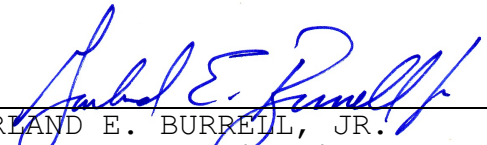
"Corporations and other unincorporated associations must appear in court through an attorney." In re America West Airlines, 40 F.3d 1058, 1059 (9th Cir. 1094). Therefore, Defendant Paradise Ready Mix is Ordered to Show Cause ("OSC") in a writing to be filed no later than 4:00 p.m. on November 29, 2010, why its "Answer to Compliant for Declaratory and Injunctive Relief and Civil Penalties; Counter Claim

1 [and] Demand for Jury Trial," should not be stricken. See Dillard v.  
2 Victoria M. Morton Enterprises, Inc., No. 2:08-cv-01339 FCD KJN PS, 2010  
3 WL 3386459, at \*3 (E.D. Cal. 2010) (striking corporate defendants'  
4 answer to plaintiff's first-amended complaint); Rojas v. Hawgs Seafood  
5 Bar, Inc., No. C08-03819, 2009 WL 1255538, at \*1 (N.D. Cal. 2009) ("When  
6 a corporation fails to retain counsel to represent it in an action, its  
7 answer may be stricken and a default judgment entered against it.").

8 The written response shall state whether a hearing is  
9 requested on the OSC. If a hearing is requested, it will be held in  
10 courtroom 10 at 9:00 a.m. on December 13, 2010.

11 IT IS SO ORDERED.

12 Dated: November 18, 2010

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16 GARLAND E. BURRELL, JR.  
17 United States District Judge  
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