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

RATAJA PINOLA,

Plaintiff,

No. 2: 11-cv-1165 KJM KJN P

vs.

TIM V. VIRGA, et al.,

Defendants.

ORDER

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On September 28, 2011, defendants filed a motion to dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6). Plaintiff has not opposed the motion.

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 June 15, 2011, plaintiff was advised of the requirements for filing an opposition to the motion and that failure to oppose such a motion may be deemed a waiver of opposition to the motion.

Local Rule 110 provides that failure to comply with the Local Rules “may be grounds for imposition of any and all sanctions authorized by statute or Rule or within the inherent power of the Court.” In the order filed June 15, 2011, plaintiff was advised that failure to comply with the Local Rules may result in a recommendation that the action be


1 dismissed.

2                   Good cause appearing, IT IS HEREBY ORDERED that, within twenty-one days  
3 of the date of this order, plaintiff shall file an opposition, if any, to the motion to dismiss. Failure  
4 to file an opposition will be deemed as a statement of non-opposition and shall result in a  
5 recommendation that this action be dismissed pursuant Federal Rule of Civil Procedure 41(b).

6 DATED: November 3, 2011

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KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE

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