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

WILLIAM BELL III,

Plaintiff,

No. 2:11-cv-1864 MCE AC PS

vs.

UNIV. OF CAL. DAVIS MED. CTR.,
et al.,

Defendants.

ORDER

_____ /
This action was referred to the undersigned pursuant to Local Rule 302(c)(21).
On January 29, 2013, defendants filed a motion to dismiss, which is set for hearing on March 27,
2013. To date, no opposition to the motion to dismiss has been filed.

Local Rule 230(c) provides that opposition to the granting of a motion must be
filed fourteen days preceding the noticed hearing date. The Rule further provides that “[n]o
party will be entitled to be heard in opposition to a motion at oral arguments if written opposition
to the motion has not been timely filed by that party.” In addition, Local Rule 230(j) provides
that failure to appear may be deemed withdrawal of opposition to the motion or may result in
sanctions. Finally, 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

1 inherent power of the Court.”

2 Good cause appearing, IT IS HEREBY ORDERED that:

3 1. The hearing date of March 27, 2013 is vacated. Hearing on defendants’
4 motion to dismiss is continued to May 1, 2013 at 10:00 a.m. in courtroom no. 26.

5 2. Plaintiff shall file opposition, if any, to the motion to dismiss, no later than
6 April 17, 2013. Failure to file opposition and/or appear at the hearing will be deemed as a
7 statement of non-opposition and shall result in a recommendation that this action be dismissed
8 pursuant to Federal Rule of Civil Procedure 41(b).

9 DATED: March 15, 2013.

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11 _____
12 ALLISON CLAIRE
13 UNITED STATES MAGISTRATE JUDGE

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