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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE EASTERN DISTRICT OF CALIFORNIA
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8 Scott N. Johnson,)
9 Plaintiff,) 2:11-cv-03293-GEB-CKD
10 v.) ORDER RE: SETTLEMENT AND
11 D.J. Johal, Inc., Individually) DISPOSITION
12 and d/b/a California Motors;)
13 Dalbir Johal,)
14 Defendants.)

15 Plaintiff filed a "Notice of Settlement" on March 8, 2012, in
16 which he states, "the parties have settled this action[, and
17 d]ispositional documents will be filed within (20) calendar days." (ECF
18 No. 7.)

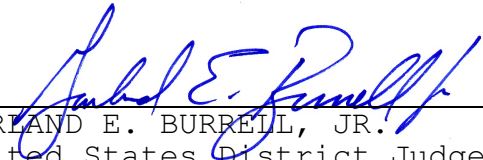
19 Therefore, a dispositional document shall be filed no later
20 than March 28, 2012. Failure to respond by this deadline may be
21 construed as consent to dismissal of this action without prejudice, and
22 a dismissal order could be filed. See E.D. Cal. R. 160(b) ("A failure to
23 file dispositional papers on the date prescribed by the Court may be
24 grounds for sanctions.").

25 Further, the Status Conference scheduled for hearing on March
26 26, 2012, is continued to commence at 9:00 a.m. on April 23, 2012, in
27 the event no dispositional document is filed, or if this action is not
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1 otherwise dismissed.¹ A joint status report shall be filed fourteen (14)
2 days prior to the Status Conference.

3 IT IS SO ORDERED.

4 Dated: March 8, 2012

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8 GARLAND E. BURRELL, JR.
9 United States District Judge
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25 _____
26 ¹ The Status Conference will remain on calendar, because the
27 mere representation that a case has been settled does not justify
28 vacating a scheduling proceeding. Cf. Callie v. Near, 829 F.2d 888, 890
(9th Cir. 1987) (indicating that a representation that claims have been
settled does not necessarily establish the existence of a binding
settlement agreement).