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

THE PEACE AND FREEDOM PARTY,)	
PETA LINDSAY, and RICHARD)	2:12-cv-00853-GEB-EFB
BECKER,)	
)	
Plaintiffs,)	<u>ORDER TO SHOW CAUSE AND</u>
)	<u>CONTINUING STATUS (PRETRIAL</u>
v.)	<u>SCHEDULING) CONFERENCE</u>
)	
DEBRA BOWEN, in her official)	
capacity as Secretary of State)	
of California,)	
)	
Defendant.)	
_____)	

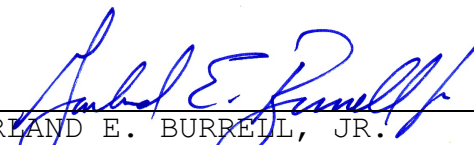
The April 3, 2012, Order Setting Status (Pretrial Scheduling) Conference scheduled a status conference in this case on July 23, 2012, and required the parties to file a joint status report no later than fourteen (14) days prior to the scheduling conference. The April 3, 2012 Order further required that a status report be filed regardless of whether a joint report could be procured. Defendant filed an untimely "Motion for Administrative Relief from Case Management Deadlines" on July 11, 2012. Plaintiffs did not file a status report.

Therefore, the parties are Ordered to Show Cause ("OSC") in a writing to be filed no later than July 23, 2012, why sanctions should not be imposed against them and/or their counsel under Rule 16(f) of the Federal Rules of Civil Procedure for failure to file a timely status

1 report. The written responses shall also state whether the parties or
2 their counsel are at fault, and whether a hearing is requested on the
3 OSC.¹ If a hearing is requested, it will be held on October 1, 2012, at
4 9:00 a.m., just prior to the status conference, which is rescheduled to
5 that date and time. A joint status report shall be filed no later than
6 fourteen (14) days prior to the status conference.

7 IT IS SO ORDERED.

8 Dated: July 16, 2012

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11 _____
12 GARLAND E. BURRELL, JR.
13 Senior United States District Judge
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25 _____
26 ¹ "If the fault lies with the attorney, that is where the impact
27 of sanction should be lodged. If the fault lies with the clients, that
28 is where the impact of the sanction should be lodged." Matter of
Sanction of Baker, 744 F.2d 1438, 1442 (10th Cir. 1984), cert. denied,
471 U.S. 1014 (1985). Sometimes the faults of attorneys, and their
consequences, are visited upon clients. In re Hill, 775 F.2d 1385, 1387
(9th Cir. 1985).