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

E CLAMPUS VITUS,)	
)	2:12-cv-01381-GEB-GGH
Plaintiff,)	
)	
v.)	<u>ORDER TO SHOW CAUSE AND</u>
)	<u>CONTINUING STATUS (PRETRIAL</u>
DAVID L. STEINER, THOMAS PEAK,)	<u>SCHEDULING) CONFERENCE</u>
JOHN MOORE, KARL DODGE, JOSEPH)	
ZUMWALT CHAPTER 169 E CLAMPUS)	
VITUS and DOES 1 through 50,)	
)	
Defendants.)	
_____)	

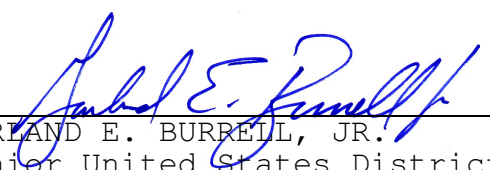
The May 23, 2012 Order Setting Status (Pretrial Scheduling) Conference scheduled a status conference in this case on September 17, 2012, and required the parties to file a joint status report no later than fourteen (14) days prior to the scheduling conference. The May 23rd Order further required that a status report be filed regardless of whether a joint report could be procured. No status report was filed as ordered.

Therefore, Plaintiff and Defendants are Ordered to Show Cause ("OSC") in a writing to be filed no later than September 21, 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 report. The written response shall also state whether the parties or their counsel are at fault, and whether a hearing is

1 requested on the OSC.¹ If a hearing is requested, it will be held on
2 October 15, 2012, at 9:00 a.m., just prior to the status conference,
3 which is rescheduled to that date and time. A joint status report shall
4 be filed no later than fourteen (14) days prior to the status
5 conference.

6 IT IS SO ORDERED.

7 Dated: September 12, 2012

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11 GARLAND E. BURRELL, JR.
12 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).