

1 Local Rule 230(c) further provides that “[n]o party will be entitled to be heard in opposition to a
2 motion at oral arguments if opposition to the motion has not been timely filed by that party.”

3 Local Rule 183, governing persons appearing in pro se, provides that failure to comply with the
4 Federal Rules of Civil Procedure and Local Rules may be grounds for dismissal, judgment by
5 default, or other appropriate sanctions. Local Rule 110 provides that failure to comply with the
6 Local Rules “may be grounds for imposition by the Court of any and all sanctions authorized by
7 statute or Rule or within the inherent power of the Court.” *See also Ghazali v. Moran*, 46 F.3d
8 52, 53 (9th Cir. 1995) (“Failure to follow a district court’s local rules is a proper ground for
9 dismissal.”). Pro se litigants are bound by the rules of procedure, even though pleadings are
10 liberally construed in their favor. *King v. Atiyeh*, 814 F.2d 565, 567 (9th Cir. 1987).

11 Accordingly, good cause appearing, it is hereby ORDERED that:

12 1. The hearing on defendant’s motion to set aside default and plaintiff’s motion for
13 default judgment is continued to May 16, 2018 at 10:00 a.m. in Courtroom No. 8.

14 2. Plaintiff shall show cause, in writing, no later than May 2, 2018, why sanctions should
15 not be imposed for failure to timely file an opposition or a statement of non-opposition to the
16 pending motion.

17 3. Plaintiff shall file an opposition to defendant’s motion, or a statement of non-
18 opposition thereto, no later than May 2, 2018.

19 4. Failure to file an opposition to the motion will be deemed a statement of non-
20 opposition thereto, and may result in a recommendation that this action be dismissed for lack of
21 prosecution and/or for failure to comply with court orders and this court’s Local Rules. *See Fed.*
22 *R. Civ. P. 41(b).*

23 5. Defendant may file a reply to plaintiff’s opposition, if any, on or before May 9, 2018.

24 DATED: April 10, 2018.

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26 EDMUND F. BRENNAN
27 UNITED STATES MAGISTRATE JUDGE
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