## 1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 No. 2:14-cv-0460 TLN KJN P YUJUAN L. BANKS, SR., 12 Plaintiff. 13 v. **ORDER** 14 U.C. REGENTS, et al., 15 Defendants. 16 17 On May 8, 2015, defendants filed a motion for summary judgment pursuant to Federal 18 Rule of Civil Procedure 56. On June 4, 2015, the undersigned granted plaintiff a sixty days 19 extension of time to file his opposition. Plaintiff did not file an opposition within sixty days. 20 Local Rule 230(1) provides in part: "Failure of the responding party to file written 21 opposition or to file a statement of no opposition may be deemed a waiver of any opposition to the granting of the motion . . . . " On January 8, 2015 plaintiff was advised of the requirements for 22 filing an opposition to the motion and that failure to oppose such a motion may be deemed a 23 24 waiver of opposition to the motion. Local Rule 110 provides that failure to comply with the Local Rules "may be grounds for 25 26 imposition of any and all sanctions authorized by statute or Rule or within the inherent power of the Court." In the order filed January 8, 2015, plaintiff was advised that failure to comply with 27

the Local Rules may result in a recommendation that the action be dismissed.

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Good cause appearing, IT IS HEREBY ORDERED that, within thirty days of the date of this order, plaintiff shall file an opposition, if any, to the motion for summary judgment. Failure to file an opposition will be deemed as a statement of non-opposition and shall result in a recommendation that this action be dismissed pursuant Federal Rule of Civil Procedure 41(b). Dated: August 11, 2015

KENDALI I NEWMA

UNITED STATES MAGISTRATE JUDGE

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