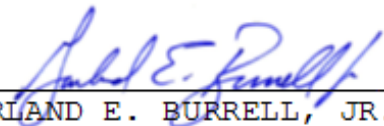


1 and whether a hearing is requested on the OSC.¹ If a hearing is
2 requested, it will be held on January 26, 2015, at 9:00 a.m.,
3 just prior to the status conference, which is rescheduled to that
4 date and time. A joint status report shall be filed no later than
5 fourteen (14) days prior to the status conference.

6 Further, Plaintiff is notified under Rule 4(m) of the
7 Federal Rules of Civil Procedure that failure to serve Defendants
8 Northern Recycling & Waste Services and Douglas Speicher with
9 process within the 120 day period prescribed in that Rule may
10 result in the unserved defendant(s) and/or the action being
11 dismissed. To avoid dismissal, on or before November 7, 2014,
12 Plaintiff shall file proof of service for these defendants or a
13 sufficient explanation why service was not completed within Rule
14 4(m)'s prescribed service period.

15 IT IS SO ORDERED.

16 Dated: October 16, 2014

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18 
19 _____
20 GARIAND E. BURRELL, JR.
21 Senior United States District Judge
22
23
24
25

26 ¹ "If the fault lies with the attorney, that is where the impact of
27 sanction should be lodged. If the fault lies with the clients, that is where
28 the impact of the sanction should be lodged." In re 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. Myers v. Shekter (In re Hill), 775 F.2d 1385, 1387 (9th Cir. 1985).