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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MISTY DAWN REITZ, and
NICHOLAS IVEY,

Plaintiffs,

v.

PROGRESSIVE DIRECT INSURANCE
COMPANY, an Ohio Corporation
registered to do business in
the State of California; and
Does I through CC, inclusive,

Defendants.

No. 2:14-cv-01614-GEB-EFB

**ORDER TO SHOW CAUSE AND
CONTINUING STATUS (PRETRIAL
SCHEDULING) CONFERENCE**

The July 9, 2014, Order Setting Status (Pretrial Scheduling) Conference scheduled a status conference in this case on October 24, 2014, and required the parties to file a joint status report no later than fourteen (14) days prior to the scheduling conference. The July 9, 2014 Order further required a status report be filed regardless of whether a joint report could be procured. No status report was filed as ordered.

Therefore, each party is Ordered to Show Cause ("OSC") in a writing to be filed no later than October 27, 2014, why sanctions should not be imposed against the party and/or the party's counsel under Rule 16(f) of the Federal Rules of Civil Procedure for failure to file a timely status report. The written

1 response shall also state whether the party or the party's
2 counsel is at fault, and whether a hearing is requested on the
3 OSC.¹ If a hearing is requested, it will be held on November 24,
4 2014, at 9:00 a.m., just prior to the status conference, which is
5 rescheduled to that date and time. A status report shall be filed
6 no later than fourteen (14) days prior to the status conference.

7 IT IS SO ORDERED.

8 Dated: October 16, 2014

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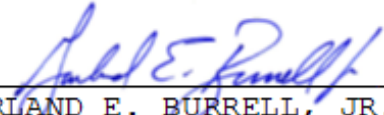
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GARIAND E. BURRELL, JR.
Senior United States District Judge

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¹ "If the fault lies with the attorney, that is where the impact of sanction should be lodged. If the fault lies with the clients, that is where 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).