

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF CALIFORNIA
7

8 CYNTHIA HOPSON,

9 Plaintiff,

10 v.

11 DORNOCH, INC., as itself and
12 dba Tracy Ford; MARIA
13 MUELLER, as an individual
14 and dba Tracy Ford; THOMAS
15 NOKES; and DOES 1-10,
16 inclusive,

17 Defendants.

No. 2:14-cv-02970-GEB-AC

**ORDER RE: SETTLEMENT AND
DISPOSITION**

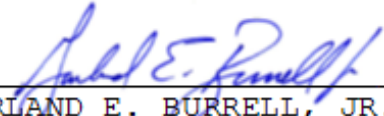
18 Plaintiff filed a "Notice of Settlement" on May 4,
19 2015, in which she states: "the lawsuit has been tentatively
20 settled" and "requests sixty (60) days in which to file the
21 dismissal in order to ensure that parties are able to perform
22 under the terms of the settlement agreement." (Pl.'s Notice of
23 Settlement, ECF No. 9.)

24 Therefore, a dispositional document shall be filed no
25 later than July 3, 2015. Failure to respond by this deadline may
26 be construed as consent to dismissal of this action without
27 prejudice, and a dismissal order could be filed. See E.D. Cal.
28 R. 160(b) ("A failure to file dispositional papers on the date
prescribed by the Court may be grounds for sanctions.").

1 Further, the Status Conference scheduled for hearing on
2 May 18, 2015, is continued to commence at 9:00 a.m. on July 20,
3 2015, in the event no dispositional document is filed, or if this
4 action is not otherwise dismissed.¹ A joint status report shall
5 be filed fourteen (14) days prior to the status conference.

6 IT IS SO ORDERED.

7 Dated: May 12, 2015

8
9 
10 _____
11 GARIAND E. BURRELL, JR.
12 Senior United States District Judge
13
14
15
16
17
18
19
20
21
22
23
24
25

26 _____
27 ¹ The status conference will remain on calendar, because the mere
28 representation that a case has been settled does not justify vacating a
scheduling proceeding. Cf. Callie v. Near, 829 F.2d 888, 890 (9th Cir. 1987)
(indicating that a representation that claims have been settled does not
necessarily establish the existence of a binding settlement agreement).