

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

Terra and Jerry Bell,
Plaintiffs,
v.
Maury Cobb, Attorney at Law
LLC; and DOES 1-10,
inclusive,
Defendants.

No. 2:15-cv-00004-GEB-DAD

**ORDER RE: SETTLEMENT AND
DISPOSITION**

Maury Cobb, Attorney at Law,
LLC; and DOES 1-10,
inclusive.

Defendants.

Plaintiffs filed a "Notice of Settlement" on March 18, 2015, in which they state:

the parties in the above-captioned case have reached a settlement. The Plaintiffs anticipate filing a notice of withdrawal of Complaint and voluntary dismissal of this action with prejudice pursuant to Fed. R. Civ. P. 41(a) within 30 days.

The parties hereby further request that this honorable Court provide a period of 60 days within which to complete the settlement and file a dismissal of the action.

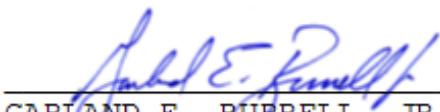
(Notice of Settlement, ECF No. 6.)

Therefore, a dispositional document shall be filed no later than May 18, 2015. Failure to respond by this deadline may be construed as consent to dismissal of this action without prejudice, and a dismissal order could be filed. See E.D. Cal. 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 April 20, 2015, is continued to commence at 9:00 a.m. on June 8,
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: March 24, 2015

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11 GARLAND E. BURRELL, JR.
12 Senior United States District Judge

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26 ¹ The status conference will remain on calendar, because the mere
27 representation that a case has been settled does not justify vacating a
28 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).