UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

BRENDA PICKERN,

Plaintiff,

v.

SHARI'S MANAGEMENT CORPORATION dba SHARI'S CAFE & PIES #141; MARSHALL BELLE MILL, LLC; MJP BELLE MILL, LLC; 803 CAMBRIA WAY, LLC; MURRELL BELLE MILL, LLC; WILSON BELLE MILL, LLC; and IWF BELLE MILL, LP,

Defendants.

No. 2:15-cv-00661-GEB-CMK

ORDER RE: SETTLEMENT AND DISPOSITION

Plaintiff filed a "Notice of Settlement" on June 25, 2015, in which she states, "the aforementioned matter . . . has been resolved[, and t]he parties anticipate filing a Stipulation for Dismissal within eight weeks." (Pl.'s Notice of Settlement, ECF No. 21.)

Therefore, a dispositional document shall be filed no later than August 21, 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.").

Further, the Status Conference scheduled for hearing on July 20, 2015, is continued to commence at 9:00 a.m. on October 19, 2015, in the event no dispositional document is filed, or if this action is not otherwise dismissed.[1] A joint status report shall be filed fourteen (14) days prior to the status conference.

IT IS SO ORDERED.

Dated: June 30, 2015

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

[1] The status conference will remain on calendar, because the mere 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).