

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BRENDA PICKERN,

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

Plaintiff,

V.

**ORDER RE: SETTLEMENT AND
DISPOSITION**

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.

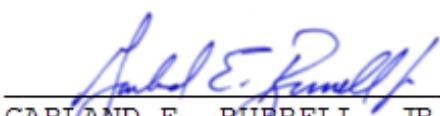
Plaintiff filed a "Notice of Settlement" on June 25, 2015, in which she states, "the aforementioned matter . . . has been resolved[, and t]he parties anticipate filing a Stipulation for Dismissal within eight weeks." (Pl.'s Notice of Settlement, ECF No. 21.)

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.").

1 Further, the Status Conference scheduled for hearing on
2 July 20, 2015, is continued to commence at 9:00 a.m. on October
3 19, 2015, in the event no dispositional document is filed, or if
4 this action is not otherwise dismissed.¹ A joint status report
5 shall be filed fourteen (14) days prior to the status conference.

6 IT IS SO ORDERED.

7 Dated: June 30, 2015

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

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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).