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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

WAYNE D. SMITH,
Plaintiff,
v.
OFFICER JOHN GIOVANNINI, et al.,
Defendants.

No. 2:15-cv-1410 TLN DB PS

ORDER

Plaintiff is proceeding in this action pro se. This matter was, therefore, referred to the undersigned in accordance with Local Rule 302(c)(21) and 28 U.S.C. § 636(b)(1). On September 28, 2016, defendant filed an answer.

Accordingly, pursuant to the provisions of Rule 16 of the Federal Rules of Civil Procedure, **IT IS ORDERED** that:

1. A Status (Pretrial Scheduling) Conference is set for **Friday, December 2, 2016, at 10:00 a.m.**, at the United States District Court, 501 I Street, Sacramento, California, in Courtroom No. 27, before the undersigned.

2. All parties are required to appear at the Status Conference, either by counsel or, if proceeding in propria persona, on his or her own behalf. Any party may appear at the status conference telephonically if the party pre-arranges such appearance by contacting Pete Buzo, the courtroom deputy of the undersigned magistrate judge, at (916) 930-4128, no later than 48 hours

1 before the Status (Pretrial Scheduling) Conference; a party may not appear telephonically over a
2 cellphone.

3 3. Plaintiff shall file and serve a status report on or before **November 18, 2016**, and
4 defendant shall file and serve a status report on or before **November 25, 2016**. Each party's
5 status report shall address all of the following matters:

- 6 a. Progress of service of process;
- 7 b. Possible joinder of additional parties;
- 8 c. Possible amendment of the pleadings;
- 9 d. Jurisdiction and venue;
- 10 e. Anticipated motions and the scheduling thereof;
- 11 f. Anticipated discovery and the scheduling thereof, including disclosure of
12 expert witnesses;
- 13 g. Future proceedings, including the setting of appropriate cut-off dates for
14 discovery and for law and motion, and the scheduling of a final pretrial
15 conference and trial;
- 16 h. Modification of standard pretrial procedures specified by the rules due to
17 the relative simplicity or complexity of the action;
- 18 i. Whether the case is related to any other case, including matters in
19 bankruptcy;
- 20 j. Whether the parties will stipulate to the magistrate judge assigned to this
21 matter acting as settlement judge, waiving any disqualification by virtue of
22 his so acting, or whether they prefer to have a Settlement Conference
23 before another magistrate judge;
- 24 k. Whether the parties intend to consent to proceed before a United States
25 Magistrate Judge; and
- 26 l. Any other matters that may aid in the just and expeditious disposition of
27 this action.

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4. The parties are cautioned that failure to file a status report or failure to appear at the status conference may result in an order imposing an appropriate sanction. See Local Rules 110 and 183.

Dated: October 17, 2016



DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE

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