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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

TERRENCE VAIL,
Plaintiff,
v.
CITY OF SACRAMENTO,
Defendant.

No. 2:16-cv-2673 JAM 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 February 27, 2017, the court issued an order setting this matter for a Status (Pretrial Scheduling) Conference before the undersigned on April 7, 2017. (ECF No. 5.) Pursuant to that order, plaintiff was to file a status report on or before March 24, 2017. Plaintiff, however, has failed to file the required status report.

The failure of a party to comply with any order of the court “may be grounds for imposition by the Court of any and all sanctions authorized by statute or Rule or within the inherent power of the Court.” Local Rule 110. Any individual representing himself or herself without an attorney is bound by the Federal Rules of Civil Procedure, the Local Rules, and all applicable law. Local Rule 183(a). Failure to comply with applicable rules and law may be grounds for dismissal or any other sanction appropriate under the Local Rules. Id.

1 In light of plaintiff's pro se status, and in the interests of justice, the court will provide
2 plaintiff with an opportunity to show good cause for plaintiff's conduct along with a final
3 opportunity to file the required status report.

4 Accordingly, IT IS HEREBY ORDERED that:

- 5 1. Plaintiff show cause in writing within fourteen days of the date of this order as to why
6 this case should not be dismissed for lack of prosecution¹;
- 7 2. The April 7, 2017 Status (Pretrial Scheduling) Conference is continued to **Friday, May**
8 **26, 2017, at 10:00 a.m.**, at the United States District Court, 501 I Street, Sacramento, California,
9 in Courtroom No. 27, before the undersigned;
- 10 3. On or before **May 12, 2017**, plaintiff shall file a status report in compliance with the
11 February 27, 2017 order²; and
- 12 4. Plaintiff is cautioned that the failure to timely comply with this order may result in a
13 recommendation that this case be dismissed.

14 Dated: April 3, 2017

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17 DEBORAH BARNES
18 UNITED STATES MAGISTRATE JUDGE
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23 DB/orders/orders.pro se/vail2673.osc.cont
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26 _____
27 ¹ Alternatively, if plaintiff no longer wishes to pursue this civil action, plaintiff may comply with
28 this order by filing a request for voluntary dismissal pursuant to Rule 41(a) of the Federal Rules
of Civil Procedure.

² Defendant may, but is not required to, file an updated status report on or before May 19, 2017.