



1 Accordingly, the hearing set for May 29, 2024, is vacated. After the conclusion of briefing, the  
2 motion will be submitted for decision on the record and written briefing pursuant to Local Rule  
3 230(g). If the court subsequently determines that supplemental briefing or oral argument is  
4 necessary, the parties will be notified accordingly.

5 For the reasons set forth above, IT IS HEREBY ORDERED as follows:

- 6 1. The May 29, 2024, hearing is VACATED.
- 7 2. Plaintiff shall file a written opposition (or a statement of non-opposition) to the  
8 motion for summary judgment within 14 days after service of this order. Failure to  
9 do so will be deemed a statement of non-opposition and consent to the granting of  
10 the motion and may constitute an additional ground for the imposition of  
11 appropriate sanctions, including a recommendation that plaintiff's case be  
12 involuntarily dismissed with prejudice pursuant to Federal Rule of Civil Procedure  
13 41(b).
- 14 3. Defendant may file a written reply to any opposition filed by plaintiff within 10  
15 days of plaintiff's filing. The court will take this matter under submission upon  
16 conclusion of this briefing schedule.

17 Dated: May 7, 2024

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20 CAROLYN K. DELANEY  
21 UNITED STATES MAGISTRATE JUDGE

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