

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
Northern District of California

R.K., a minor, by and through his Guardian
Ad Litem, Tony Ko,

No. C 05-01686 MEJ

Plaintiffs,

v.

ORDER TO SHOW CAUSE

City of Hayward,

Defendant.

_____ /

Pending before the Court is Defendant City of Hayward’s Motion for Summary Judgment. (Dkt. #64.) On July 30, 2009, the Court held a hearing on the Motion. At that time, the Court ordered the parties to file supplemental briefs addressing issues relating to Plaintiff’s 42 U.S.C. §1983 claim against Defendant. The Court set the deadline for Defendant’s supplemental brief for August 20, 2009, and the deadline for Plaintiff’s supplemental response brief for September 3, 2009. On September 8, 2009, Plaintiff filed a Motion for Extension of Time, requesting that the Court permit counsel to file the response brief on September 10, 2009. (Dkt. #79), which the Court granted (Dkt. #80). Despite this extension, Plaintiff has not filed a supplemental response brief.

Accordingly, the Court **ORDERS** Plaintiff to show cause as to why no response brief has been filed and why the Court should consider any brief Plaintiff intends to file at this point. If Plaintiff does intend to file a response brief, it must accompany Plaintiff’s response to this Order. If Plaintiff does not intend to respond to Defendant’s supplemental brief, Plaintiff shall indicate that in its Response to this Order.

///
///
///


UNITED STATES DISTRICT COURT
For the Northern District of California

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Plaintiff's Response to this OSC, along with any supplemental response brief, shall be due by
9:00 a.m. on September 15, 2009.

IT IS SO ORDERED.

Dated: September 14, 2009



Maria-Elena James
Chief United States Magistrate Judge