

1 involuntarily, including the harm resulting from plaintiff's
2 failure to appear and the risk of prejudice to defendants. See
3 Dahl v Huntington Beach, 84 F3d 363, 366 (9th Cir 1996).

4 Here, plaintiff explains that she would have attended the
5 hearing had she known she could not be represented by her father.
6 Doc #99 at 4. Any prejudice defendants experienced from
7 plaintiff's failure to appear was minor, as defendants' motions to
8 dismiss were granted in their entirety. Doc #95. Plaintiff has
9 not otherwise failed to prosecute her claims. Because dismissal
10 under these circumstances would be an extreme penalty, plaintiff's
11 claims will not be dismissed. Plaintiff is warned, however, that
12 any subsequent failure to appear may result in dismissal.

13 Plaintiff has also moved for an extension of time to file
14 her response to the order to show cause and for the court to
15 appoint counsel. Doc #98. Because plaintiff has responded
16 adequately, her motion for an extension of time is DENIED AS MOOT.
17 The court has already explained why plaintiff is not entitled to
18 appointed counsel, Doc #95 at 14, and as plaintiff's circumstances
19 have not changed, her motion for court-appointed counsel is DENIED.

20
21
22 IT IS SO ORDERED.

23 

24
25 VAUGHN R WALKER
26 United States District Chief Judge
27
28