

E-Filed 12/29/11

1
2
3
4
5
6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA
8 SAN FRANCISCO DIVISION
9

10 LIONEL JAMES,

No. C 10-3136 RS

11 Plaintiff/Petitioner,

ORDER

12 v.

13 MICHAEL J. ASTRUE,

14 Defendant/Respondent.
15 _____

16 On December 28, 2011, petitioner Lionel James responded in writing to the Order to Show
17 Cause (OSC) (Dkt. No. 23), indicating that he intends to pursue his case and is willing to appear on
18 January 5, 2012 to demonstrate his interest in the case. Good cause appearing, the OSC and the
19 hearing noticed for 1:30 p.m. on January 5, 2012 is hereby vacated.

20 However, as the OSC noted, James neglected to file a motion for summary judgment or
21 remand by July 22, 2011, as required by the Court's standing procedural order for social security
22 review cases (Dkt. No. 3). James is therefore instructed that he must file a motion for summary
23 judgment or remand by January 28, 2012 (30 days from the date of this order). If he does not, this
24 case may be dismissed with prejudice for failure to prosecute.

25 IT IS SO ORDERED.

26
27 Dated: 12/29/11

28 

RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE

No. C 10-3136 RS
ORDER