

1 UNITED STATES DISTRICT COURT
2 Northern District of California

3
4 TENNIEL WALKER,

No. CV11-02368 MEJ

5 Plaintiff,

6 v.

ORDER TO SHOW CAUSE

7 TARGET CORPORATION,

8 Defendant.

9 On October 12, 2011, Defendant Target Corporation submitted a letter regarding Plaintiff
10 Tenniel Walker's failure to comply with discovery obligations in this case. Dkt. No. 13. In
11 response, the Court ordered the parties to meet and confer in compliance with the undersigned's
12 Discovery Standing Order. Dkt. No. 14. The Court ordered Plaintiff's counsel, Lawrence Allan
13 Moy, to contact Defendant's counsel by October 21, 2011 at 10:00 a.m. and provide at least three (3)
14 dates and times at which he is able to meet during normal business hours (9 a.m. through 5 p.m.)
15 before November 2, 2011. *Id.* The Court warned that failure to comply with the Order, as well as
16 Plaintiff's failure to comply with discovery obligations in general, may result in the impositions of
17 sanctions. *Id.*

18 The Court is now in receipt of a second letter from Defendant's counsel, in which she states
19 that Plaintiff's counsel failed to contact her, and that Plaintiff has yet to provide initial disclosures
20 and responses to Defendant's written discovery requests. Dkt. No. 15. Plaintiff's failure to comply
21 with discovery obligations and court orders is unacceptable. Accordingly, the Court ORDERS
22 Plaintiff to show cause why this case should not be dismissed for failure to prosecute and failure to
23 comply with court orders. Plaintiff shall file a declaration by November 1, 2011, and the Court shall
24 conduct a hearing on November 10, 2011 at 10:00 a.m. in Courtroom B, 15th Floor, 450 Golden
25 Gate Avenue, San Francisco, California.

26 **IT IS SO ORDERED.**

27 Dated: October 24, 2011

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Maria-Elena James
Chief United States Magistrate Judge