

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA

3  
4 D.C., et al.,

5 Plaintiffs,

6 v.

7 CITY OF ANTIOCH, et al.,

8 Defendants.

Case No. [17-cv-00719-MEJ](#)

**ORDER TO SHOW CAUSE**

9  
10 On June 7, 2017, Defendants City of Antioch and Allan Cantando filed a Motion to  
11 Dismiss four of the six claims Plaintiffs assert in their Complaint, with a noticed hearing date of  
12 August 3, 2017. Dkt. No. 15. However, Plaintiffs failed to file an opposition pursuant to Civil  
13 Local Rule 7. Accordingly, the Court hereby VACATES the motion hearing and ORDERS  
14 Plaintiffs to show cause why the Court should not grant the Motion to Dismiss. Plaintiffs shall file  
15 a declaration by July 13, 2017. If a responsive declaration is filed, the Court shall issue an order  
16 based on the declaration. Notice is hereby provided that failure to file a written response will be  
17 deemed an admission that Plaintiffs do not oppose the merits of the Motion. If no written  
18 response is filed, the Court will grant the Motion, and the only claims remaining in the action will  
19 be a claim for wrongful death against Defendant Valentino Walker and a claim for intentional  
20 infliction of emotional distress against Walker. Thus, it is imperative that the Court receive a  
21 written response by the deadline above.

22 **IT IS SO ORDERED.**

23  
24 Dated: June 26, 2017

25   
26 \_\_\_\_\_  
27 MARIA-ELENA JAMES  
28 United States Magistrate Judge