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5 UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
7 OAKLAND DIVISION

8 JACOB SILVERMAN,
9 Plaintiff,

10 vs.

11 THE CITY AND COUNTY OF SAN
12 FRANCISCO et. al.,
13 Defendants.

Case No: C 11-1615 SBA

**ORDER TO SHOW CAUSE
RE DISMISSAL**

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15 This Court previously scheduled a telephonic Case Management Conference for July
16 10, 2013, and ordered Plaintiff to file a Joint Case Management Conference Statement no
17 less than seven days in advance of the conference. Dkt. 124. Plaintiff failed to file the joint
18 statement as ordered, and failed to set up the conference call for the Case Management
19 Conference and contact the Court at the scheduled date and time. The failure to comply
20 with a Court order is grounds for dismissal of this action under Federal Rule of Civil
21 Procedure 41(b).¹ See Ferdick v. Bonzelet, 963 F.2d 1258, 1260 (9th Cir. 1992).

22 Accordingly,

23 IT IS HEREBY ORDERED THAT Plaintiff shall show cause why the instant action
24 should not be dismissed without prejudice under Rule 41(b) for failure to comply with a
25 Court order. Within fourteen (14) days of the date this order is filed, Plaintiff shall file a

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27 ¹ The Court notes that it has previously warned Plaintiff of the consequences of
28 failing to comply with a Court order. In an order dated June 17, 2013, the Court expressly
warned Plaintiff that "the failure to comply with . . . any order of this Court, may result in
the imposition of sanctions, up to and including the dismissal of this lawsuit." Dkt. 125.

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declaration with the Court explaining why this case should not be dismissed. Failure to
comply with this order will be deemed sufficient grounds to dismiss the action without
further notice.

IT IS SO ORDERED.

Dated: 7/11/13


SAUNDRA BROWN ARMSTRONG
United States District Judge

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

SILVERMAN et al,

Plaintiff,

v.

THE CITY AND COUNTY OF SAN
FRANCISCO ET AL et al,

Defendant.

Case Number: CV11-01615 SBA

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on July 11, 2013, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Jacob Silverman
c/o Brendan Hallinan
345 Franklin Street
San Francisco, CA 94102

Dated: July 11, 2013

Richard W. Wieking, Clerk

By: Lisa Clark, Deputy Clerk