

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA

3  
4 KIARA ROBLES,

5 Plaintiff,

6 v.

7 IN THE NAME OF HUMANITY, WE  
8 REFUSE TO ACCEPT A FASCIST  
9 AMERICA, et al.,

10 Defendants.

Case No. 17-cv-04864-CW

ORDER GRANTING DEFENDANT RAHA  
MIRABDAL'S MOTION TO DISMISS  
AND SETTING INITIAL CASE  
MANAGEMENT CONFERENCE

(Docket No. 96)

11 On October 5, 2018, Plaintiff Kiara Robles filed her Second  
12 Amended Complaint against Defendants Raha Mirabdal and Ian Dabney  
13 Miller. Docket No. 93. On October 18, 2018, Defendant Mirabdal  
14 filed her Motion to Dismiss Second Amended Complaint. Docket No.  
15 96. Pursuant to Civil Local Rule 7-3, Plaintiff's response was  
16 due on November 1, 2018, but Plaintiff never responded. The  
17 Court gave Plaintiff another opportunity to respond, warning  
18 Plaintiff that failure to respond may result in dismissal of  
19 Plaintiff's claims against Defendant Mirabdal. Docket No. 100.  
20 Despite this warning, Plaintiff has failed to respond by the  
21 ordered deadline.

22 Thus, the Court hereby GRANTS Defendant Mirabdal's Motion to  
23 Dismiss without prejudice because Plaintiff has failed to  
24 prosecute her case against Defendant Mirabdal. Ferdik v.  
25 Bonzelet, 963 F.2d 1258, 1260 (9th Cir. 1992); see also Calip v.  
26 Soc. Sec. Admin., 14-cv-2047-JD, 2014 WL 3421147, at \*2 (N.D.  
27 Cal. July 14, 2014).

28 As to the remaining parties in the case (Plaintiff Robles

1 and Defendant Dabney), the initial case management conference  
2 will be held on January 15, 2019. The parties must file a joint  
3 case management statement by January 8, 2019. Failure by  
4 Plaintiff to comply may result in dismissal of Plaintiff's  
5 remaining claims against Defendant Dabney, and dismissal of the  
6 case in its entirety.

7 IT IS SO ORDERED.

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9 Dated: December 4, 2018



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CLAUDIA WILKEN  
United States District Judge

United States District Court  
Northern District of California

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