

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN JOSE DIVISION

4 ALFRED R. KIDD,
5 Plaintiff,

6 v.

7 B. POWELL, et al.,
8 Defendants.
9

Case No. [5:11-cv-04260-EJD](#)

**ORDER TO SHOW CAUSE RE
SETTLEMENT**

Re: Dkt. No. 97

10 The parties, having resolved the matter before Magistrate Judge Vadas, on **September 9,**
11 **2015** are ordered to appear before the Honorable Edward J. Davila on **October 15, 2015 at 9:00**
12 **AM** in Courtroom No. 4, 5th Floor, United States District Court, 280 South First Street, San Jose,
13 California, 95113, to show cause why the case should not be dismissed pursuant to Federal Rule
14 of Civil Procedure 41(b). On or before **October 8, 2015**, the parties shall file a joint statement in
15 response to the Order to Show Cause setting forth the status of settlement efforts as well as the
16 amount of additional time necessary to finalize and file a dismissal.

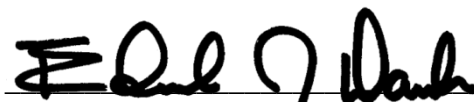
17 The Order to Show Cause shall be automatically vacated and the parties relieved of the
18 obligation to file a joint statement if a stipulated dismissal pursuant to Federal Rule of Civil
19 Procedure 41(a) is filed on or before **October 8, 2015**.

20 All other pretrial deadlines and hearing dates are VACATED and any pending motions are
21 TERMINATED.

22 Failure to comply with any part of this Order will be deemed sufficient grounds to dismiss
23 the action.

24 **IT IS SO ORDERED.**

25 Dated: 9/9/2015



26 EDWARD J. DAVILA
United States District Judge