

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

4 MATTHEW HIGGINS,
5 Plaintiff,

6 v.

7 USAA FEDERAL SAVINGS BANK,
8 Defendant.
9

Case No. [5:16-cv-04641-EJD](#)

**ORDER TO SHOW CAUSE RE:
SETTLEMENT**

10 The parties, having notified the court this action has settled (Dkt. No. 43), are ordered to
11 appear before the Honorable Edward J. Davila on **September 14, 2017, at 10:00 AM** in
12 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 **September 7, 2017**, the parties shall file a joint statement
15 in 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 **September 7, 2017**.

20 All other pretrial and trial deadlines and hearing dates are VACATED and any pending
21 motions are 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: August 3, 2017

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27 EDWARD J. DAVILA
United States District Judge