

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

4 JEFFERY FRAZIER,  
5 Plaintiff,

6 v.

7 AGILENT TECHNOLOGIES, INC.,  
8 Defendant.  
9

Case No. [5:16-cv-05729-EJD](#)

**ORDER TO SHOW CAUSE RE:  
DISMISSAL**

10 The court has been notified this action has settled. Accordingly, the parties are ordered to  
11 appear before the Honorable Edward J. Davila on **September 28, 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 21, 2017**, the parties shall file a joint statement  
15 in response to the Order to Show Cause setting forth the status of the settlement 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 21, 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: September 6, 2017

26 

27 EDWARD J. DAVILA  
United States District Judge

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