

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

4 PENG CHAN,
5 Plaintiff,
6
7 v.
8 TIMEWARNER, INC., et al.,
9 Defendants.

Case No. [5:16-cv-06268-EJD](#)
ORDER TO SHOW CAUSE

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11 On June 20, 2017, this Court issued an order granting Defendant Time Warner's motion
12 for more definite statement. Dkt. No. 52. Under Fed. R. Civ. P. 12(e), Plaintiff had 14 days to
13 comply with the order. That deadline has passed and Plaintiff has not complied.

14 Accordingly, the Court issues an order to show cause why this action should not be
15 dismissed for failure to prosecute. If Plaintiff does not, by **10:00 a.m. on Thursday, August 3,**
16 **2017**, comply with this Court's order granting Time Warner's motion for more definite statement
17 (Dkt. No. 52), or otherwise demonstrate good cause in writing why this case should not be
18 dismissed, the Court will dismiss the action with prejudice under Fed. R. Civ. P. 41(b). No hearing
19 will be held on the order to show cause unless otherwise ordered.

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22 **IT IS SO ORDERED.**

23 Dated: July 27, 2017

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25 EDWARD J. DAVILA
26 United States District Judge