

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

4 MICHAEL SEIBERT,
5 Plaintiff,

6 v.

7 THE RITZ CARLTON HOTEL
8 COMPANY, LLC,
9 Defendant.

Case No. [17-cv-03650-EJD](#)

**ORDER TO SHOW CAUSE RE
SETTLEMENT**

Re: Dkt. No. 36

10 The parties, having filed a Notice of Settlement on **September 12, 2018** (See Docket Item
11 No. Re: Dkt. No. 36), are ordered to appear before the Honorable Edward J. Davila on **December**
12 **20, 2018 at 10:00 AM** in Courtroom No. 4, 5th Floor, United States District Court, 280 South
13 First Street, San Jose, California, 95113, to show cause why the case should not be dismissed
14 pursuant to Federal Rule of Civil Procedure 41(b). On or before **December 10, 2018**, the parties
15 shall file a joint statement in response to the Order to Show Cause setting forth the status of
16 settlement efforts as well as the amount of additional time necessary to finalize and file a
17 dismissal.

18 The Order to Show Cause shall be automatically vacated and the parties relieved of the
19 obligation to file a joint statement if a stipulated dismissal pursuant to Federal Rule of Civil
20 Procedure 41(a) is filed on or before **December 10, 2018**.

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

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

25 **IT IS SO ORDERED.**

26 Dated:

27 _____
EDWARD J. DAVILA
United States District Judge

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