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5 **UNITED STATES DISTRICT COURT**  
6 **DISTRICT OF NEVADA**  
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8 CYNTHIA VILLAGOMES, )

9 Plaintiff, )

10 vs. )

11 LABORATORY CORPORATION OF AMERICA, )  
12 *et al.*, )

13 Defendants. )

Case No. 2:08-cv-00387-RLH-GWF

**ORDER**

14 This matter is before the Court on the parties' failure to file a joint pretrial order required by  
15 LR 26-1(e)(5). The Stipulation and Order to Extend Dispositive Motions and Pre-Trial Order  
16 Deadlines (Third Request) (#79) filed June 8, 2010, required the parties to file a joint pretrial order  
17 required by LR 26-1(e)(5) no later than August 11, 2010, or 30 days after a decision on the  
18 dispositive motions. A Motion to Remand for Lack of Subject Matter Jurisdiction (#76),  
19 Countermotion to Dismiss (#88), Countermotion to Dismiss (#89) and Countermotion to Dismiss  
20 (#90) were decided on September 20, 2010, in which case the date for filing the Joint Pretrial Order  
21 was suspended until 30 days after the decision. There are no further dispositive motions pending.  
22 To date, the parties have not complied. Accordingly,

23 **IT IS ORDERED** that

- 24 1. Counsel for the parties shall file a joint pretrial order which fully complies  
25 with the requirements of LR 16-3 and LR 16-4 no later than **November 26,**  
26 **2010.** Failure to timely comply will result in the imposition of sanctions up  
27 to and including a recommendation to the District Judge that the complaint  
28 be dismissed for plaintiff's failure to prosecute. See Fed. R. Civ. P. 41(b).

1                   2.       The disclosures required by Fed. R. Civ. P. 26(a)(3) and any objections  
2                                   thereto shall be included in the pretrial order.

3       DATED this 15th day of November, 2010.

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7                                   GEORGE FOLEY, JR.  
8                                   United States Magistrate Judge  
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