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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

EMPLOYEE PAINTERS TRUST HEALTH & WELFARE FUND, *et al.*, Plaintiffs, vs. DIVERSIFIED FLOORING SPECIALISTS, INC., *et al.*, Defendants.	Case No. 2:09-cv-01755-PMP-GWF **ORDER**

This matter is before the Court on the parties' failure to file a joint pretrial order required by LR 26-1(e)(5). The Discovery Plan and Scheduling Order (#23) filed December 3, 2009, required the parties to file a joint pretrial order required by LR 26-1(e)(5) no later than July 30, 2009. There are no dispositive motions pending. To date, the parties have not complied. Accordingly,

IT IS ORDERED that

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

DATED this 5th day of August, 2010.

George Foley Jr.

GEORGE FOLEY, JR.
United States Magistrate Judge

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