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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

2:14-cv-00474-JAD-MDC

Plaintiff,

**ORDER REQUIRING DEFENDANT TO  
APPEAR AND SHOW CAUSE WHY HE  
SHOULD NOT BE HELD IN CONTEMPT  
OR SANCTIONED FOR FAILING TO  
COMPLY WITH THE COURT'S ORDER**

v.

BILL SUNGA MODINA d/b/a 5M Financial and  
6M Financial,

Date: June 3, 2024  
Time: 1:00 PM

Defendant.

Pending before the Court is the United States' *Motion* ("Motion")(ECF No. 43) for an order to show cause why defendant Bill Sunga Modina should not be held in civil contempt for violating the Court's February 23, 2024, Order ("Order")(ECF No. 40)

The Court's Order granted the United States's discovery motion (ECF No. 38), and compelled defendant to respond to the United States' First Set of Post-Judgment Interrogatories and First Set of Post-judgment Request for Production. *See* ECF Nos. 38 and 40. The Court's Order required defendant to respond to the United States' discovery by March 15, 2024. *See* ECF No. 40. The United States has shown that defendant was served with a copy of the Court's Order on March 3, 2024, at 4467 Romona Falls Ave., Las Vegas, Nevada 89141 (ECF No. 43-2).

In its Motion, the United States reports that defendant did not comply with the Court's Order and has not responded to its discovery as compelled by the Order. *See* ECF No. 43. Defendant did not

1 respond to the United States' Motion. Per LR 7-2(d), "[t]he failure of an opposing party to file points  
2 and authorities in response to any motion, except a motion under Fed. R. Civ. P. 56 or a motion for  
3 attorney's fees, constitutes a consent to the granting of the motion. *Id.*

4 Therefore, **IT IS ORDERED:**

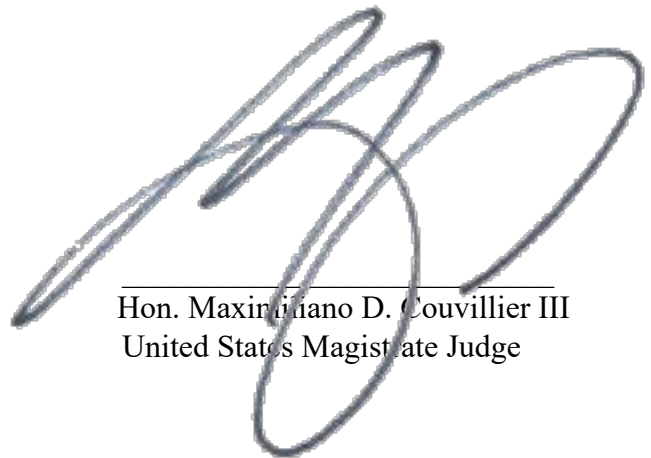
5 1). The United States' Motion (ECF No. 43) is **GRANTED**;

6 2). Defendant Bill Sunga Modina shall appear on June 3, 2024, 2024 at 1:00pm and **SHOW**  
7 **CAUSE** why he should not be held in contempt or sanctioned for violating the Court's Order (ECF No.  
8 40) by not responding to the United States' First Set of Post-Judgment Interrogatories and First Set of  
9 Post-judgment Request for Production;

10 3). The United States shall serve defendant a copy of this Order in accordance with Fed. R.  
11 Civ. P. 4(e)(2); and

12 4). The Court Clerk is directed to mail the defendant a copy of this Order to both of the  
13 following addresses: (1) 7835 S. Rainbow #4-200, Las Vegas, NV 89139; and (2) 4467 Romona Falls  
14 Ave., Las Vegas, Nevada 89141.

15 Dated: May 1, 2024.



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18 Hon. Maximiliano D. Couvillier III  
United States Magistrate Judge