

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 CHUNG KI CHOE,

10 Plaintiff,

11 v.

12 UNIBANK, *et al.*,

13 Defendants.
14

CASE NO. C17-0510-JCC

MINUTE ORDER

15 The following Minute Order is made by direction of the Court, the Honorable John C.
16 Coughenour, United States District Judge:

17 This minute order reflects the Court's oral ruling at the status conference this morning, as
18 well as subsequent determinations made.

19 At the hearing, the Court observed that Plaintiff had notice of the status conference and
20 refused to appear. In light of the prior identical suit before Judge Pechman that was dismissed for
21 failure to prosecute, the Court determined that dismissal is likewise appropriate in this case. The
22 Court initially concluded that this matter should be dismissed with prejudice, meaning Plaintiff
23 would not be permitted to refile this suit.

24 However, after the hearing, the Court determined that the fairest course of action would
25 be to allow Plaintiff to be heard on whether this matter should be dismissed with or without
26 prejudice. Judge Pechman dismissed the previous case without prejudice, as is common where

1 “failure to prosecute” is the reason for dismissal. The Court could do the same here, but does not
2 wish to encourage Plaintiff to continue filing lawsuits that he does not prosecute.

3 **Accordingly, Plaintiff has 30 days to SHOW CAUSE why this case should not be**
4 **dismissed with prejudice.** If Plaintiff does not respond satisfactorily, the case will be dismissed
5 with prejudice and Plaintiff will be unable to bring these charges again.

6 DATED this 20th day of June 2017.

7 William M. McCool
8 Clerk of Court

9 s/Paula McNabb
10 Deputy Clerk