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3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT TACOMA

6 KENNETH TAYLOR CURRY,

7 Plaintiff,

8 v.

9 MICHAEL J. ASTRUE, Commissioner of
10 Social Security

11 Defendant.

Case No. C09-5673BHS-KLS

ORDER DIRECTING PLAINTIFF TO
FILE OPENING BRIEF

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13 This matter comes before the Court on the failure of plaintiff to file an opening
14 brief in accordance with the Court's order setting a briefing schedule. (Dkt. #23). In that order,
15 plaintiff was directed to file his opening brief by August 2, 2010. (Id.). To date, however,
16 plaintiff has not done. Accordingly, plaintiff hereby is ORDERED to file an opening brief by **no**
17 **later than August 31, 2010. Plaintiff is warned, however, that failure to file an opening**
18 **brief by this date shall result in a recommendation that the complaint be dismissed without**
19 **prejudice for failure to prosecute.**

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21 The Clerk is directed to send a copy of this order to plaintiff and counsel for defendants.

22 DATED this 12th day of August, 2010.

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26 Karen L. Strombom
United States Magistrate Judge

ORDER - 1