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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

MALIBU MEDIA, LLC, a California	)	
limited liability company,	)	2:12-cv-01459-GEB-EFB
	)	
Plaintiff,	)	
	)	<u>ORDER TO SHOW CAUSE AND</u>
v.	)	<u>CONTINUING STATUS (PRETRIAL</u>
	)	<u>SCHEDULING) CONFERENCE</u>
JOHN DOE 1,	)	
	)	
Defendant.*	)	
_____	)	

The May 30, 2012 Order Setting Status (Pretrial Scheduling) Conference scheduled a status conference in this case on October 1, 2012, and required the parties to file a joint status report no later than fourteen (14) days prior to the scheduling conference. The May 30, 2012 Order further required that a status report be filed regardless of whether a joint report could be procured. No status report was filed as ordered.

Therefore, Plaintiff is Ordered to Show Cause ("OSC") in a writing to be filed no later than October 1, 2012, why sanctions should not be imposed against it and/or its counsel under Rule 16(f) of the Federal Rules of Civil Procedure for failure to file a timely status report. The written response shall also state whether Plaintiff or its

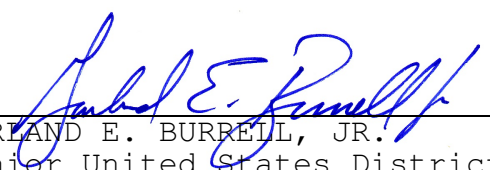
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\* The caption has been amended according to the dismissal of Defendants John Does 2-7. See ECF No. 7.

1 counsel is at fault, and whether a hearing is requested on the OSC.<sup>1</sup> If  
2 a hearing is requested, it will be held on October 15, 2012, at 9:00  
3 a.m., just prior to the status conference, which is rescheduled to that  
4 date and time. A status report shall be filed no later than fourteen  
5 (14) days prior to the status conference.

6 IT IS SO ORDERED.

7 Dated: September 21, 2012

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11 GARLAND E. BURRELL, JR.  
12 Senior United States District Judge  
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25 \_\_\_\_\_  
26 <sup>1</sup> "If the fault lies with the attorney, that is where the impact  
27 of sanction should be lodged. If the fault lies with the clients, that  
28 is where the impact of the sanction should be lodged." Matter of  
Sanction of Baker, 744 F.2d 1438, 1442 (10th Cir. 1984), cert. denied,  
471 U.S. 1014 (1985). Sometimes the faults of attorneys, and their  
consequences, are visited upon clients. In re Hill, 775 F.2d 1385, 1387  
(9th Cir. 1985).