

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF
CALIFORNIA

Carey v. Torres

Carey v. Torres · No. 24-cv-09534-TSH · Decided February 25, 2025

SUMMARY

The United States District Court for the Northern District of California orders Plaintiffs Cecilia Carey and Karren Moorner to show cause why their case should not be dismissed for failure to prosecute and failure to comply with court deadlines. The court requires a written declaration by March 11, 2025, and warns that failure to respond will likely result in dismissal.

OPINION

Carey v. Torres

PER CURIAM.

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4 UNITED STATES DISTRICT COURT

5 NORTHERN DISTRICT OF CALIFORNIA

6 7 CECILIA CAREY and KARREN Case No. 24-cv-09534-TSH

MOORER,

8 Plaintiffs, ORDER TO SHOW CAUSE 9 v. 10 MAURICIO TORRES, et al., 11 Defendants. 12

13 On December 31, 2024, Plaintiffs Cecilia Carey and Karren Moorner initiated this lawsuit 14 by
filing a complaint (ECF No. 1) and applications to proceed in forma pauperis (ECF Nos. 2, 3). 15

On January 23, 2025, the Court granted the ifp applications but found the complaint deficient 16

under 28 U.S.C. § 1915(e). ECF No. 8. The Court directed Plaintiffs to file a first amended 17

complaint by February 24, 2025. The Court also warned Plaintiffs that failure to cure the 18

deficiencies would result in the case being reassigned to a district judge with a recommendation

19 for dismissal. No response has been received, and Plaintiffs have otherwise made no

appearance 20 since filing their complaint in December. 21 The Court possesses the inherent

power to dismiss an action sua sponte “to achieve the 22 orderly and expeditious disposition of

cases.” Link v. Wabash R.R. Co., 370 U.S. 626, 629-33 23

(1962). Accordingly, the Court ORDERS Plaintiffs Cecilia Carey and Karren Moorner to show

24 cause why this case should not be dismissed for failure to prosecute and failure to comply with

25 court deadlines. Plaintiffs shall file a declaration by March 11, 2025. Notice is hereby provided

26 that failure to file a written response will be deemed an admission that you do not intend to 27

1 prosecute, and this case will likely be dismissed. Thus, it is imperative the Court receive a

written 2 || response by the deadline above. 3 IT IS SO ORDERED. 4 5 Dated: February 25, 2025

6 TAA. lj

THOMAS S. HIXSON

7 United States Magistrate Judge 8 9 10 ll a 12 14 © 15 4 16 17 Zz 18 19 20 21 22 23 24 25 26 27
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