

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Dean Michael Stevens v. Shuge Nite

Stevens v. Nite · No. 2:25-cv-0785-DAD-JDP (P) · Decided October 10, 2025

OPINION

1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF
CALIFORNIA 10 11 DEAN MICHAEL STEVENS, Case No. 2:25-cv-0785-DAD-JDP (P) 12
Plaintiff, 13 v. ORDER TO SHOW CAUSE 14 SHUGE NITE, 15 Defendant. 16 17 On June 10,
2025, I screened plaintiff’s complaint and notified him that it did not state a 18 claim. ECF No.
12. I ordered him to file, within thirty days, either an amended complaint or a 19 voluntary notice
of dismissal.

Id. The deadline has passed without word from plaintiff. 20 The court has the inherent power to
control its docket and may, in the exercise of that 21 power, impose sanctions where appropriate,
including dismissal. *Bautista v. Los Angeles Cnty.*, 22 216 F.3d 837, 841 (9th Cir. 2000); see
Local Rule 110 (“Failure of counsel or of a party to 23 comply with these Rules or with any order
of the Court may be grounds for imposition by the 24 Court of any and all sanctions... within the
inherent power of the Court.”).

A court may dismiss 25 an action based on a party’s failure to prosecute an action, failure to obey
a court order, or failure 26 to comply with local rules. See *Henderson v. Duncan*, 779 F.2d 1421,
1424 (9th Cir. 1986) 27 (dismissal for lack of prosecution and failure to comply with local rules).
28 I will give plaintiff a chance to explain why the court should not dismiss the case for his 1 |
failure to comply with the June 10 order.

Plaintiff’s failure to respond to this order will constitute 2 | a failure to comply with a court order
and will result in a recommendation that this action be 3 | dismissed. Accordingly, plaintiff is
ordered to show cause within twenty-one days why this case 4 | should not be dismissed for failure
to prosecute, failure to comply with court orders, and failure to 5 | state a claim.

Should plaintiff wish to continue with this lawsuit, he shall file, within twenty-one 6 | days, an
amended complaint, or a notice of voluntary dismissal. 7 g IT IS SO ORDERED. Dated: _
October 10, 2025 Q_—_. 10 JEREMY D. PETERSON i UNITED STATES MAGISTRATE
JUDGE 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28