

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Layla Suggett v. Solano County, et al.

Suggett · No. 2:23-cv-0907-TLN-JDP (P) · Decided December 9, 2025

SUMMARY

The United States District Court for the Eastern District of California ordered plaintiff Layla Suggett to show cause why her action should not be dismissed for failure to prosecute and failure to comply with local rules. The order gives plaintiff twenty-one days to explain the failure to respond to defendants’ motion to dismiss and to file an opposition or statement of non-opposition.

CASE DETAILS

COURT	United States District Court for the Eastern District of California
WRITING FOR THE COURT	Jeremy D. Peterson
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	December 9, 2025
DOCKET	2:23-cv-0907-TLN-JDP (P)
DISPOSITION	other
PROCEDURAL POSTURE	Order to show cause issued after defendants filed a motion to dismiss and plaintiff failed to file an opposition or statement of non-opposition.
PRECEDENTIAL VALUE	Unpublished district court order; no precedential status stated.
PARTIES	Layla Suggett v. Solano County, et al.

TOPICS

- sanctions
- motions to dismiss
- civil procedure
- section 1983

PRACTICE AREAS

- civil procedure
- civil rights

QUESTIONS PRESENTED

- Whether plaintiff should be required to show cause why the action should not be dismissed for failure to prosecute and failure to comply with local rules after failing to respond to defendants' motion to dismiss.

2. Whether the court may impose dismissal as a sanction for failure to comply with court orders or local rules.

HOLDINGS

1. A district court may impose sanctions, including dismissal, for failure to comply with its orders or local rules, although involuntary dismissal is a harsh penalty.

FACTUAL BACKGROUND

Defendants filed a motion to dismiss on October 28, 2025. Plaintiff did not file a response or statement of non-opposition by the date of the order. The court issued an order to show cause and warned that failure to respond would result in a recommendation that the action be dismissed.

PROCEDURAL HISTORY

Defendants filed a motion to dismiss on October 28, 2025. Plaintiff had not filed a response by the date of the order. The court ordered plaintiff to show cause within twenty-one days why the action should not be dismissed for failure to prosecute and failure to comply with local rules, and directed her to file an opposition or statement of non-opposition if she wished to continue the lawsuit.

DISPOSITION

other

CASES CITED

- Hells Canyon Pres. Council v. U.S. Forest Serv., 403 F.3d 683, 689 (9th Cir. 2005)
- Carey v. King, 856 F.2d 1439, 1440-41 (9th Cir. 1988)
- Pagtalunan v. Galaza, 291 F.3d 639, 642 (9th Cir. 2002)

OPINION

Layla Suggett v. Solano County, et al.

PER CURIAM.

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8 UNITED STATES DISTRICT COURT

9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 11 LAYLA SUGGETT, Case No. 2:23-cv-0907-TLN-JDP (P) 12 Plaintiff,

13 v. ORDER TO SHOW CAUSE

14 SOLANO COUNTY, et al., 15 Defendants. 16 17 On October 28, 2025, defendants filed a motion to dismiss. ECF No. 34. To date, 18 plaintiff has not filed a response. 19 To manage its docket effectively, the court requires litigants to meet certain deadlines. 20 The court may impose sanctions, including dismissing a case, for failure to comply with its orders 21 or local rules. See Fed. R. Civ. P. 41(b); E.D. Cal. L.R. 110; Hells Canyon Pres. Council v. U.S. 22 Forest Serv., 403

F.3d 683, 689 (9th Cir. 2005); Carey v. King, 856 F.2d 1439, 1440-41 (9th Cir. 23 1988). Involuntary dismissal is a harsh penalty, but a district court has a duty to administer 24 justice expeditiously and avoid needless burden for the parties. See Pagtalunan v. Galaza, 291 25 F.3d 639, 642 (9th Cir. 2002); Fed. R. Civ. P. 1. 26 I will give plaintiff a chance to explain why the court should not dismiss the case for her 27 failure to file an opposition or statement of non-opposition to defendants' motion. Plaintiff's 28 failure to respond to this order will constitute a failure to comply with a court order and will result 1 | in arecommendation that this action be dismissed. Accordingly, plaintiff is ordered to show 2 | cause within twenty-one days why this case should not be dismissed for failure to prosecute and 3 | failure to comply with local rules. Should plaintiff wish to continue with this lawsuit, she shall 4 | file, within twenty-one days, an opposition or statement of non-opposition to defendants' motion. 5 6 IT IS SO ORDERED. Dated: _ December 9, 2025 Q_____

8 JEREMY D. PETERSON

9 UNITED STATES MAGISTRATE JUDGE

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