

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF  
CALIFORNIA

**Gallegos v. Ebert**

Gallegos · No. 2:24-cv-1676-DJC-JDP (P) · Decided July 7, 2025

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OPINION

(PC) Gallegos v. Ebert

PER CURIAM.

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8 UNITED STATES DISTRICT COURT

9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 11 BENJAMIN ROBERT GALLEGOS, Case No. 2:24-cv-1676-DJC-JDP (P) 12 Plaintiff,

13 v. ORDER TO SHOW CAUSE

14 B. EBERT,

15 Defendant. 16

17 On May 28, 2025, defendant filed a motion to dismiss. ECF No. 27. To date, plaintiff has 18  
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 his 27 failure to file an  
opposition or statement of non-opposition to defendant's 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, he shall 4 |  
file, within twenty-one days, an opposition or statement of non-opposition to defendant's motion.  
5 6 IT IS SO ORDERED. Dated: \_ July 7, 2025 q——

8 JEREMY D. PETERSON

9 UNITED STATES MAGISTRATE JUDGE

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