

**UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF
CALIFORNIA**

Kimberly Frazier v. Rita Delgado

Frazier v. Delgado, No. CV 25-01088-SK (C.D. Cal. May 16, 2025) · No. CV 25-01088-SK · Decided May 16,
2025

OPINION

Kimberly Frazier v. Rita Delgado

PER CURIAM.

CIVIL MINUTES – GENERAL

Case No. CV 25-01088-SK Date: May 16, 2025 Title Kimberly Frazier v. Rita Delgado et al
Present: The Honorable: Steve Kim, United States Magistrate Judge Connie Chung n/a Deputy
Clerk Court Reporter / Recorder Attorneys Present for Plaintiff(s): Attorneys Present for
Defendant(s): None present None present Proceedings: (IN CHAMBERS) ORDER TO SHOW
CAUSE RE: DISMISSAL

FOR LACK OF PROSECUTION

For the reason indicated below, Plaintiff is ORDERED to show cause on or before May 30, 2025 why this case should not be dismissed for lack of prosecution. Link v. Wabash R. Co., 370 U.S. 626 (1962) (Court has inherent power to dismiss for lack of prosecution on its own motion). x Absent a showing of good cause, an action must be dismissed without prejudice if the summons and complaint are not served on a Defendant within 90 days after the complaint is filed. Plaintiff has failed to file a proof of service within 90 days of the filing of the Complaint on Defendant Rita Delgado. Plaintiff can satisfy this order by showing that service was effectuated within the 90 day deadline or by showing good cause for the failure to do so. Fed. R. Civ. P. 4(m). Pursuant to Rule 78 of the Federal Rules of Civil Procedure, the Court finds that this matter is appropriate for submission without oral argument. The Order to Show Cause will stand submitted upon the filing of Plaintiff's response. Failure to respond to this Order to Show Cause will be deemed consent to the dismissal of the action. IT IS SO ORDERED.