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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUANITA WYNNE and DANTE)
BYRD, on behalf of)
themselves and classes of)
those similarly situated,)
Plaintiff(s),)
v.)
MCCORMICK & SCHMICKS'S)
SEAFOOD RESTAURANTS, INC.,)
et al.,)
Defendant(s).)

No. C06-3153 CW (BZ)

ORDER TO SHOW CAUSE

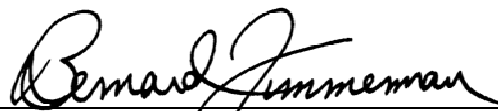
On **October 10, 2006** I issued an Initial Discovery Order which, among other things, required the parties to meet and confer in a good faith effort to resolve any discovery disputes prior to seeking court intervention and to make a record of their meeting.

On **March 6, 2007** counsel for plaintiffs requested court intervention with respect to a long standing dispute over certain documents plaintiffs were seeking from defendant. After reading defendant's written response, I became troubled that the parties had not been able to resolve at least part of

1 their dispute during the meet and confer session and ordered
2 plaintiffs to lodge a record of that session for my review.

3 Today the court was informed that there is no record of
4 the meet and confer session. Accordingly, **IT IS HEREBY**
5 **ORDERED** that both parties show cause in writing by **March 30,**
6 **2007**, why they should not be held in contempt of court or
7 otherwise sanctioned under Rule 16(f) of the Federal Rules of
8 Civil Procedure for failing to comply with the court's Initial
9 Discovery Order. A hearing on the Order to Show Cause is
10 scheduled for **Wednesday, April 18, 2007 at 10:00 a.m.** in
11 Courtroom G, 15th Floor, Federal Building, 450 Golden Gate
12 Avenue, San Francisco, California 94102.

13 Dated: March 16, 2007

14 

15 Bernard Zimmerman
16 United States Magistrate Judge

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