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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Ricardo Barba, et al.,

Plaintiffs,

vs.

Seung Heun Lee, et al.,

Defendants.

) No. CV09-1115-PHX-SRB

) **ORDER**

On October 26, 2011 this Court issued its Order granting Plaintiffs' Counsel's Motion to Withdraw. The Court further ordered this action stayed for 60 days so that Plaintiffs wishing to continue to pursue this case could obtain counsel or proceed pro se. The Court set a Status Hearing for January 23, 2012 at 10:30 a.m. to discuss further proceedings in this case. Plaintiffs were advised that they would be permitted to appear telephonically at the Status Hearing so long as written notification was provided to the Court. The Plaintiffs were further advised, "That any Plaintiff who fails to appear in person, by telephone or by counsel on January 23, 2012 shall thereby consent to being dismissed from this case."

On January 23, 2012 the Court held a Status Hearing. Due to late e-mail notice of several Plaintiffs that they wished to appear at the Status Hearing telephonically, the Court was unable to schedule a bridge call that could accommodate all the Plaintiffs wishing to appearing telephonically. Plaintiffs Lilian Christian, Karina Rosado, Lucie Vogel and Laurel

1 Leisher appeared by telephone at the Status Hearing. Lisa Morehouse joined the hearing by
2 telephone at 11:22 a.m. These Plaintiffs advised the Court they will proceed pro se if unable
3 to retain counsel.

4 The Court discussed the status of discovery with Plaintiffs and defense counsel.
5 Plaintiffs were advised that they are required to comply with the Court's Orders and with
6 discovery requests by defense counsel. Defense counsel were directed to send individual
7 document requests to the Plaintiffs that remain in the case. Plaintiffs will be required to
8 timely respond to all discovery requests. Pro se Plaintiffs will be held to the same standards
9 as attorneys. If any Plaintiff fails to timely respond to discovery requests, the Court will
10 dismiss that Plaintiff for failing to prosecute the case.

11 IT IS ORDERED that any Plaintiff that fails to timely respond to discovery requests
12 will be dismissed for failing to prosecute this case.

13 IT IS FURTHER ORDERED dismissing Plaintiffs Alexa Krieger, Victoria DeRosa,
14 Heather Simeral, Ricardo Barba and Michael Starace without prejudice for not providing
15 written notification prior to January 23, 2012.

16 IT IS FURTHER ORDERED that all communication with the Court must be in
17 writing, filed with the Clerk of the Court and a copy sent to all defense counsel. NO
18 E-MAIL COMMUNICATIONS WILL BE CONSIDERED.

19 IT IS FURTHER ORDERED that any Plaintiff that has changed his/her mailing
20 address must file a Notice of Change of Address with the Clerk of the Court. All Plaintiffs
21 must keep their mailing address current with the Court. Failure to maintain a current mailing
22 address will result in dismissal of that Plaintiffs' claims.

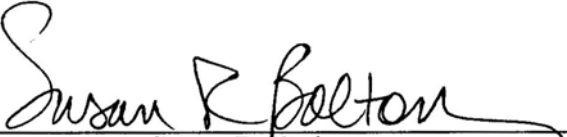
23 IT IS FURTHER ORDERED setting a Status Hearing re: Discovery for **Monday**
24 **April 16, 2012 at 10:00 a.m.** Any Plaintiff wishing to appear telephonically at the April 16,
25 2012 Status Hearing shall notify the Court in a writing filed with the Court and sent to all
26 defense counsel no later than **April 2, 2012**. No late requests will be considered. No e-mail
27 or telephone requests will be considered. Any Plaintiff who fails to appear in person or by
28 telephone will be bound by any orders issued as a result of the April 16 hearing.

1 IT IS FURTHER ORDERED that any Plaintiff that does not comply with any of the
2 Orders of the Court will be dismissed.

3 IT IS FURTHER ORDERED the following Plaintiffs remain in the case:

- 4 Lily Christian
5 Marjory Gargosh
6 Chun Hwa Ha
7 Jessica Harrelson
8 Woo Seok Jang
9 Hun Kim
10 Seung Hee Lee
11 Cherie Mar
12 Liza Miller
13 Nina Miller
14 Ariadne Nevin
15 Meredith Potter
16 Alexandra Romero
17 Karina Rosado
18 Amy Shipley
19 Julia Simonson
20 Michael-John Tavantzis
21 Lucie Vogel
22 Laurel Leisher
23 Lisa Morehouse

24 DATED this 30th day of January, 2012.

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Susan R. Bolton
United States District Judge