

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No.09-80480-Civ-Hurley/Hopkins

JONATHAN E. PERLMAN, Esq., as court
appointed Receiver of Creative Capital
Consortium, LLC, et al.,

Plaintiff,

vs.

DOROTHY DELISFORT-THEODULE, et al.,

Defendants.

ORDER TO SHOW CAUSE

THIS CAUSE has come before this Court upon an Order referring discovery to the undersigned for final disposition. (DE 8).

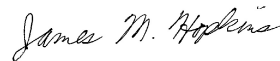
On March 4, 2010, Plaintiff filed a Motion to Compel Defendant Dorothy Delisfort-Theodule (“Defendant”) to respond to Plaintiff’s Request for Production of Documents served on her on January 27, 2010. (DE 23). On March 5, 2010, this Court ordered expedited briefing, based on the upcoming discovery deadline. The Court directed Defendant to respond to the motion by March 9, 2010. (DE 24). The expedited deadline to respond to the motion has passed, and to date, no response has been filed. After considering the motion, the lack of response, and being otherwise advised on the premises, it is **HEREBY ORDERED AND ADJUDGED** as follows:

- 1.) Defendant Dorothy Delisfort-Theodule is **ORDERED** to show cause why this Court

should not grant Plaintiff's motion by default. *See* S.D. Fla. L.R. 7.1.C (April 2009)(explaining that failure to file a memorandum in opposition "may be deemed sufficient cause for granting the motion by default"); *Mastercard Int'l Inc., v. Ishak*, 2004 WL 1059795, *2-*3 (S.D. Fla. Mar. 11, 2004)(defendants' failure to respond to the motions was sufficient cause to grant the plaintiff's motions by default).

2.) Defendant shall respond, in writing, to this Court's Order within **seven (7)** days of the date of this Order. Failure to do so may result in this Court granting Plaintiff's motion to compel by default.

DONE and ORDERED in Chambers this 10 day of March, 2010, at West Palm Beach in the Southern District of Florida.



JAMES M. HOPKINS
UNITED STATES MAGISTRATE JUDGE

Copies to: Counsel of Record

Dorothy Delisfort-Theodule, *pro se*
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