

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

... ASA GORDON

Plaintiff,

v.

RICHARD B, CHENEY, Vice President
of the United States

Defendant.

Civil Action 08-01294 (HHK)

**ORDER DIRECTING PLAINTIFF TO RESPOND
TO DEFENDANT'S MOTION TO DISMISS**

This matter comes before the court upon defendant's motion to dismiss, filed August 18, 2008 [# 9]. In *Fox v. Strickland*, 837 F.2d 507 (D.C. Cir. 1988), the D.C. Circuit held that a district court must take pains to advise a pro se party of the consequences of failing to respond to a dispositive motion. "That notice ... should include an explanation that the failure to respond ... may result in the district court granting the motion and dismissing the case." *Id.* at 509.

Accordingly, it is by the court this 21st day of August 2008, hereby

ORDERED that plaintiff file an opposition to defendant's motion on or before September 22, 2008. If plaintiff fails to file a response or opposition to defendant's motion by this deadline, the court may enter judgment in favor of defendant. See LCvR7(b).

Henry H. Kennedy, Jr.
United States District Judge