

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES -- GENERAL

Case No. **CV 10-1340-VBF(SSx)**

Dated: **March 25, 2010**

Title: Cats and Dogs Animal Hospital, Inc. -v- YELP!, Inc.

PRESENT: HONORABLE VALERIE BAKER FAIRBANK, U.S. DISTRICT JUDGE

Rita Sanchez
Courtroom Deputy

None Present
Court Reporter

ATTORNEYS PRESENT FOR PLAINTIFFS:

ATTORNEYS PRESENT FOR DEFENDANTS:

None Present

None Present

PROCEEDINGS (IN CHAMBERS):

COURT ORDER DENYING: (1) DEFENDANT'S EX PARTE APPLICATION TO CONSOLIDATE RELATED CASES FOR ALL PURPOSES AND TO SET DATES FOR CONSOLIDATED AMENDED COMPLAINT, RESPONSIVE PLEADING, AND JOINT SCHEDULING CONFERENCE [DOC. # 15]; (2) PLAINTIFFS' EX PARTE MOTION FOR REASSIGNMENT, CONSOLIDATION, DESIGNATION OF LEAD CASE, AND APPOINTMENT OF INTERIM CLASS COUNSEL [DOC. # 16]

The Court has received, read, and considered Defendant's *Ex Parte* Application to Consolidate Related Cases for all Purposes and to Set Dates for Consolidated Amended Complaint (doc. # 15); and Plaintiffs' *Ex Parte* Motion for Reassignment, Consolidation, Designation of Lead Case, and Appointment of Interim Class Counsel (doc. # 16).

Each side's *Ex Parte* Application is DENIED. Neither side demonstrates the urgency required to support *ex parte* relief. See *Mission Power Eng'g Co v. Cont'l Cas. Co.*, 883 F. Supp. 488, 492 (C.D. Cal. 1995). For example, neither side has shown that their case will be "irreparably prejudiced" if the relief sought "is heard according to regular noticed motion procedures." *Id.*

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