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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

TAMORA WHITFIELD,
Plaintiff,
v.
EXP REALTY OF CALIFORNIA,
INC.,
Defendants.

Case No. 2:24-cv-09312-FLA (BFMx)

**ORDER TO SHOW CAUSE WHY
ACTION SHOULD NOT BE
CONSOLIDATED WITH DIANNA
STINNETT V. EXP REALTY OF
CALIFORNIA, INC., ET AL., CASE
NO. 2:24-CV-05349-FLA (BFMx)**

1 **ORDER TO SHOW CAUSE**

2 Pursuant to Fed. R. Civ. P. 42(a), a court may consolidate actions involving “a
3 common question of law or fact” and has “broad discretion under this rule to
4 consolidate cases pending in the same district.” *Invs. Rsch. Co. v. U.S. Dist. Ct. for*
5 *Cent. Dist. of California*, 877 F.2d 777, 777 (9th Cir. 1989); *see also In re Adams*
6 *Apple, Inc.*, 829 F.2d 1484, 1487 (9th Cir. 1987) (courts “may consolidate cases *sua*
7 *sponte*”) (citation omitted). “To determine whether to consolidate, a court weighs the
8 interest in judicial convenience against the potential for delay, confusion, and
9 prejudice caused by consolidation.” *Paxonet Commc ’ns, Inc. v. TranSwitch Corp.*,
10 303 F. Supp. 2d 1027, 1028 (N.D. Cal. 2003) (citation omitted).

11 Here, it appears the benefits of judicial economy and convenience from
12 consolidating this action with *Dianna Stinnett v. EXP Realty of California, Inc., et al.*,
13 Case No. 2:24-cv-05349-FLA (BFMx) (“Stinnett Action”) outweighs any potential for
14 delay, confusion, and prejudice, as each action asserts claims against the same
15 defendant for violations of the Telephone Consumer Protection Act, 47 U.S.C. § 227,
16 *et seq.*

17 Accordingly, the parties are ORDERED TO SHOW CAUSE in writing only
18 within fourteen (14) days of this Order why this action should not be consolidated
19 with the Stinnett Action. Responses shall be limited to five (5) pages in length.
20 Failure to respond may result in consolidation of the actions without further notice.

21
22 IT IS SO ORDERED.

23
24 Dated: March 5, 2025



25 FERNANDO L. AENLLE-ROCHA
26 United States District Judge
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