



1 Notably, both Marentes and Torres seem to seek to represent the same classes of Defendant’s current  
2 and former employees. Indeed, it appears the Torres matter—in seeking to certify the same class and  
3 having been filed much later—appears to duplicate the Marentes matter and should be dismissed.  
4 Alternatively, even if Mr. Torres sought to proceed only on his individual claims, it does not appear  
5 that this forum is appropriate. In that event, the Court would lack jurisdiction under CAFA and it is not  
6 clear that diversity jurisdiction exists.

7           Therefore, the Court **ORDERS** the parties to show cause in writing, (1) why the Torres action  
8 should not be dismissed as duplicative of the Marentes matter, (2) why the matters should not be  
9 consolidated for all purposes, including class certification and trial, if the Court determines the Torres  
10 matter should not be dismissed. The parties **SHALL** file briefs, limited to 10 pages in length,  
11 addressing the issues **no later than March 17, 2015**.

12  
13 IT IS SO ORDERED.

14 Dated: February 24, 2015

/s/ Jennifer L. Thurston  
UNITED STATES MAGISTRATE JUDGE