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6 **UNITED STATES DISTRICT COURT**
7 **EASTERN DISTRICT OF CALIFORNIA**
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9 **MOSES FLORES,**

10 **Plaintiff**

11 **v.**

12 **WESPAK,**

13 **Defendant**
14

CASE NO. 1:17-CV-0326 AWI BAM

**ORDER DIRECTING CLERK TO
REFILE DOCUMENTS AND TO CLOSE
CASE NO. 1:17-CV-0400 DAD EPG**

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16 On March 6, 2017, Plaintiff filed a complaint in the above captioned case (the “March 6
17 case”). The Complaint indicates that it concerns claims under Title VII, and that it involves
18 Plaintiff’s termination from Defendant on April 28, 2016. Plaintiff is proceeding pro se.

19 On March 20, 2017, a new case was opened in this Court involving Plaintiff. In Case No.
20 1:17-cv-0400 DAD EPG (the “March 20 case”), Plaintiff indicates that he is bringing claims under
21 Title VII and that his termination on April 28, 2016 is involved. Wespak is named as a defendant
22 in both the March 6 and March 20 cases, but the March 20 case adds J.V. Farm Labor Services as
23 a defendant.

24 Given the allegations in both the March 6 and March 20 cases, and especially considering
25 Plaintiffs’ pro se status, it appears to the Court that the Complaint in the March 20 case is meant to
26 be an amended complaint in the March 6 case. Under these circumstances, it is appropriate to
27 transfer the filings in the March 20 case to the March 6 case and close the March 20 case as
28 duplicative.

1 Accordingly, IT IS HEREBY ORDERED that:

- 2 1. The Clerk shall refile Document Nos. 1 and 2 from Case No. 1:17-CV-0400 DAD EPG
3 into the docket of Case No. 1:17-CV-0326 AWI BAM;
- 4 2. The Clerk shall add “J.V. Farm Labor Services” as a Defendant in Case No. 1:17-CV-0326
5 AWI BAM;
- 6 3. The Clerk shall administratively CLOSE Case No. 1:17-CV-0400 DAD EPG;¹ and
7 4. All future filings by Plaintiff regarding this case shall use Case No. 1:17-CV-0326 AWI
8 BAM.

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10 IT IS SO ORDERED.

11 Dated: March 22, 2017



12 SENIOR DISTRICT JUDGE

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¹ The administrative closing of Case No. 1:17-CV-0400 DAD EPG is not “on the merits” and will not impact the substantive proceedings in Case No. 1:17-CV-0326 AWI BAM.