

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

**DEBORAH BAREFIELD, as Administrator of
the Estate of Thomas W. Hatch,**

Plaintiff,

v.

**HSBC HOLDINGS PLC; CALIBER HOME
LOANS, INC.; SUMMIT PROPERTY
MANAGEMENT, INC., a California
Corporation; DOES 1-20, inclusive;**

Defendants.

1:18-cv-00527-LJO-JLT

**MEMORANDUM DECISION AND
ORDER DENYING EX PARTE
MOTION FOR RECONSIDERATION
OF CONSOLIDATION OF CASES**

(ECF No. 79)

The Court has received and reviewed Plaintiff’s motion for reconsideration. Not only has Plaintiff not provided any basis for reconsideration, *see* Local Rule 230(j)(3), but her legal arguments are incorrect as a matter of law. First, her unlawful detainer action was not removed properly. The Local Rules of this District clearly require removed cases to be “initiated pursuant to the CM/ECF procedures in the same fashion as any other civil action.” *See* Local Rule 101, Definition of “Removed Case.” That did not happen here. Second, as the Court explained, even if removal had been effectuated in a procedurally proper manner, this Court would not have jurisdiction over Plaintiff’s removed unlawful detainer action anyway. This Court cannot entertain her unlawful detainer action here and

1 therefore cannot consolidate it with her pending action before the undersigned. The motion for
2 reconsideration is **DENIED**. No further motions on this subject will be entertained.

3
4 IT IS SO ORDERED.

5 Dated: May 3, 2019

/s/ Lawrence J. O'Neill
UNITED STATES CHIEF DISTRICT JUDGE

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25