

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  
26  
27  
28

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

----oo0oo----

ADOBE LUMBER, INC., a  
California corporation,  
  
Plaintiff,

CIV. NO. 2:05-1510 WBS EFB

vs.

F. WARREN HELLMAN and WELLS  
FARGO BANK, N.A., as Trustees  
of Trust A created by the  
Estate of Marco Hellman; F.  
WARREN HELLMAN, as Trustee of  
Trust created by the Estate  
of Marco Hellman; THE ESTATE  
OF MARCO HELLMAN, DECEASED;  
WOODLAND SHOPPING CENTER, a  
limited partnership; JOSEPH  
MONTALVO, an individual;  
HAROLD TAECKER, an individual;  
GERALDINE TAECKER, an  
individual; HOYT CORPORATION,  
a Massachusetts corporation;  
PPG INDUSTRIES, INC., a  
Pennsylvania corporation;  
OCCIDENTAL CHEMICAL  
CORPORATION, a New York  
corporation; and CITY OF  
WOODLAND,

RELATED CASE & CALENDERING  
ORDER

Defendants.

\_\_\_\_\_ /

1 ADOBE LUMBER, INC., a  
2 California corporation,

3 Plaintiff,  
4 vs.

CIV. NO. 2:10-665 GEB KJM

5 CITY OF WOODLAND,  
6 Defendant.

7 -----oo0oo-----

8 Examination of the above-entitled actions reveals that  
9 these actions are related within the meaning of Local Rule 83-  
10 123(a) because they involve the same plaintiff and a same  
11 defendant and similar claims. Accordingly, the assignment of  
12 the matters to the same judge is likely to effect a substantial  
13 saving of judicial effort and is also likely to be convenient  
14 for the parties.

15 The parties should be aware that relating the cases  
16 under Local Rule 83-123 merely has the result that both actions  
17 are assigned to the same judge; no consolidation of the actions  
18 is effected. Under the regular practice of this court, related  
19 cases are generally assigned to the judge and magistrate to whom  
20 the first filed action was assigned.

21 IT IS THEREFORE ORDERED that the actions denominated  
22 Adobe Lumber, Inc. v. Hellman and Wells Fargo Bank, N.A. et al.,  
23 Civ. No. 2:05-1510 WBS EFB, and Adobe Lumber, Inc. v. City of  
24 Woodland, Civ. No. 2:10-665 GEB KJM be, and the same hereby are,  
25 deemed related and the case denominated Adobe Lumber, Inc. v.  
26 City of Woodland, Civ. No. 2:10-665 GEB KJM shall be reassigned  
27 to the Honorable WILLIAM B. SHUBB and Magistrate Judge Edmund F.  
28 Brennan for all further proceedings. Any dates currently set in

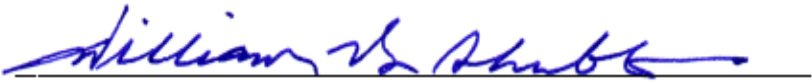
1 the reassigned case only are hereby VACATED. Henceforth, the  
2 caption on documents filed in the reassigned case shall be shown  
3 as Adobe Lumber, Inc. v. City of Woodland, Civ. No. 2:10-665 WBS  
4 EFB.

5 IT IS FURTHER ORDERED that the Clerk of the Court  
6 make appropriated adjustment in the assignment of civil cases to  
7 compensate for this reassignment.

8 IT IS FURTHER ORDERED that a Status Conference is set  
9 for 2:00 p.m. on Monday, April 5, 2010 in Courtroom No. 5 to  
10 discuss whether the two cases should be consolidated. All  
11 parties shall attend the status conference.

12 IT IS FURTHER ORDERED that the Pretrial Conference set  
13 for 2:00 p.m. on Monday, April 5, 2010 in Adobe Lumber, Inc. v.  
14 Hellman and Wells Fargo Bank, N.A. et al., Civ. No. 2:05-1510  
15 WBS EFB is reset for 2:00 p.m. on Monday, April 19, 2010.

16 DATED: March 31, 2010

17  
18 

19 WILLIAM B. SHUBB  
20 UNITED STATES DISTRICT JUDGE  
21  
22  
23  
24  
25  
26  
27  
28