

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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11 CHRISTOPHER EVANS, individually
12 and on behalf of all others
similarly situated,

13 Plaintiff, CIV. NO. 08-2719 WBS GGH
vs.

15 BANTEK WEST, INC., a Colorado
corporation, PENDUM LLC, a
Delaware Limited Liability
16 Corporation, and DOES 1 through RELATED CASE ORDER
100, inclusive,

18 | Defendants.

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20 CHRISTOPHER EVANS, individually
and on behalf of all others
21 similarly situated,

22 Plaintiff, CIV. NO. 08-2966 FCD EFB
23 vs.

24 BANTEK WEST, INC., a Colorado
corporation, PENDUM LLC, a
25 Delaware Limited Liability
Corporation, and DOES 1 through
26 100, inclusive,

27 Defendants.

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2 Examination of the above-entitled actions reveals that
3 these actions are related within the meaning of Local Rule 83-
4 123(a) because they involve the same parties and similar claims.
5 Accordingly, the assignment of the matters to the same judge is
6 likely to effect a substantial saving of judicial effort and is
7 also likely to be convenient for the parties.

8 The parties should be aware that relating the cases
9 under Local Rule 83-123 merely has the result that both actions
10 are assigned to the same judge; no consolidation of the actions
11 is effected. Under the regular practice of this court, related
12 cases are generally assigned to the judge and magistrate to whom
13 the first filed action was assigned.

14 IT IS THEREFORE ORDERED that the actions denominated
15 Evans v. Bantek West, Inc. et al., Civ. No. 08-2719 WBS GGH, and
16 Evans v. Bantek West, Inc. et al., Civ. No. 08-2966 FCD EFB, be,
17 and the same hereby are, deemed related and the case denominated
18 Evans v. Bantek West, Inc. et al., Civ. No. 08-2966 FCD EFB,
19 shall be reassigned to the Honorable WILLIAM B. SHUBB and
20 Magistrate Judge Gregory G. Hollows for all further proceedings.
21 Any dates currently set in the reassigned case only are hereby
22 VACATED. Henceforth, the caption on documents filed in the
23 reassigned case shall be shown as Evans v. Bantek West, Inc. et
24 al., Civ. No. 08-2966 WBS GGH.

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1 IT IS FURTHER ORDERED that the Clerk of the Court
2 make appropriated adjustment in the assignment of civil cases to
3 compensate for this reassignment.

4 DATED: January 7, 2009

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7 WILLIAM B. SHUBB
8 UNITED STATES DISTRICT JUDGE

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