

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ERIC PRESCOTT and PHYLLIS
SOLOMON, No. 2:09-cv-00462-MCE-EFE

Plaintiffs,

V.

RELATED CASE ORDER

U.S. FOREST SERVICE; and U.S.
DEPARTMENT OF AGRICULTURE,

Defendants.

CALIFORNIA CAPITAL INSURANCE COMPANY, No. 2:09-cv-00472-JAM-GGH

Plaintiff,

V.

U.S. FOREST SERVICE; and U.S.
DEPARTMENT OF AGRICULTURE,

Defendants.

The Court has received the Notice of Related Case filed on April 9, 2009.

Examination of the above-entitled civil actions reveals that these actions are related within the meaning of Local Rule 83-123(a) (E.D. Cal. 1997).

1 The actions involve many of the same defendants and are based on
2 the same or similar claims, the same property transaction or
3 event, similar questions of fact and the same questions of law,
4 and would therefore entail a substantial duplication of labor if
5 heard by different judges. Accordingly, the assignment of the
6 matters to the same judge is likely to effect a substantial
7 savings of judicial effort and is also likely to be convenient
8 for the parties.

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

15 IT IS THEREFORE ORDERED that the action denominated 2:09-cv-
16 00472-JAM-GGH, California Capital Insurance Company v. U.S.
17 Forest Service; and U.S. Department of Agriculture is reassigned
18 to Judge Morrison C. England, Jr., for all further proceedings,
19 and any dates currently set in this reassigned case only is
20 hereby VACATED. The Clerk of the Court is to issue an Order
21 Requiring Joint Status Report. Henceforth, the caption on
22 documents filed in the reassigned case shall be shown as 2:09-cv-
23 00472-MCE-EFB.

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

4 IT IS SO ORDERED.

5 Dated: April 14, 2009



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7 MORRISON C. ENGLAND, JR.
8 UNITED STATES DISTRICT JUDGE
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