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

BRYN GARRETT, on behalf of himself)
and all others similarly situated,)

 Plaintiff,)

 v.)

SMOKING EVERYWHERE, INC., a)
Florida Corporation,)

 Defendant.)

No. 2:09-cv-02651-GEB-JFM
RELATED CASE ORDER

RYAN MATHIAS, individually, and)
on behalf of other members of)
the general public similarly)
situated,)

 Plaintiff,)

 v.)

SMOKING EVERYWHERE, INC., a)
Florida Corporation,)

 Defendant.)

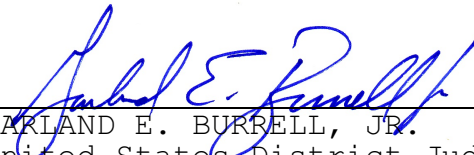
No. 2:09-cv-03434-FCD-JFM

Plaintiff Ryan Mathias filed a Notice of Related cases document in which he contends the above actions are related within the meaning of Local Rule 123(a), because "[b]oth actions involve similar questions of fact and the same questions of law" Under the regular practice of this court, related cases are generally assigned to the judge to whom the first filed case was

1 assigned. Since the cases appear related, action No. 2:09-cv-
2 03434-FCD-JFM is reassigned to Judge Garland E. Burrell, Jr. for
3 all further proceedings, and all dates currently set in the
4 reassigned case are VACATED. Henceforth, the caption on documents
5 filed in the reassigned case shall show the initials "GEB" instead
6 of the "FCD". Further, a status conference is scheduled in No.
7 2:09-cv-03434-GEB-JFM on February 1, 2010 at 9:00 a.m. A joint
8 status report shall be filed no later than 14 days prior to the
9 status conference.

10 The Clerk of the Court shall make appropriate adjustment
11 in the assignment of civil cases to compensate for this
12 reassignment.

13 Dated: January 8, 2010

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GARLAND E. BURRELL, JR.
United States District Judge