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Examination of the above-entitled actions reveals that they are related within the meaning of Local Rule 123(a) (E.D. Cal. 1997). The actions involve the same parties, are based on the same or similar claims, the same property transaction or event, similar questions of fact and the same questions of law, and would therefore entail a substantial duplication of labor if heard by different judges. Accordingly, the assignment of the matters to the same judge is likely to effect a substantial savings of judicial effort and is also likely to be convenient for the parties.

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

IT IS THEREFORE ORDERED that the action denominated CIV. S-10-2113 LKK KJN, is hereby reassigned to District Judge Frank C. Damrell, Jr. for all further proceedings. Having already been randomly assigned to Magistrate Judge Kendall J. Newman, it does not require reassignment of the Magistrate Judge. The action denomiated CIV. S-10-2366 KJM GGH is reassigned to District Judge Frank C. Damrell, Jr., and Magistrate Judge Kendall J. Newman for all further proceedings. Any dates currently set in these reassigned cases only are hereby VACATED. Henceforth, the caption on documents filed in the reassigned cases shall be shown as: CIV. S-10-2113 FCD KJN, and CIV. S-10-2366 FCD KJN.

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

IT IS FURTHER ORDER that the Clerk of Court issue an Order Requiring a Joint Status Report for the undersigned.

IT IS SO ORDERED.

DATED: February 11, 2011

UNITED STATES DISTRICT JUDGE