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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

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FREIDBERG AND PARKER,  
Appellant,

CIV. NO. 2:11-01833 WBS

vs.

DAVID FLEMMER, Chapter 11 Trustee,  
CWS ENTERPRISES, INC., and OFFICE  
OF THE U.S. TRUSTEE (SAC),

Appellees.

\_\_\_\_\_  
FREIDBERG AND PARKER, A LAW  
CORPORATION,

Appellant,

CIV. NO. 2:11-02209 KJM

vs.

CWS ENTERPRISES, INC., DAVID D.  
FLEMMER, SARA L. KISTLER, and  
OFFICE OF THE U.S. TRUSTEE (SAC),

Appellees.  
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Examination of the above-entitled bankruptcy appeals  
reveals that these appeals are related within the meaning of  
Local Rule 123(a) because the appellant is the same in both  
appeals and the appeals arise out of the same bankruptcy case

1 and involve the same bank account. Accordingly, the assignment  
2 of the matters to the same judge is likely to effect a  
3 substantial saving of judicial effort and is also likely to be  
4 convenient for the parties.

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

11 IT IS THEREFORE ORDERED that the actions denominated  
12 Freidberg & Parker v. Flemmer, et al., Civ. No. 2:11-01833 WBS  
13 and Freidberg & Parker v. CWS Enterprises, Inc., et al.,  
14 2:11-02209 KJM be, and the same hereby are, deemed related and  
15 the case denominated Freidberg & Parker v. CWS Enterprises,  
16 Inc., et al., 2:11-02209 KJM, shall be reassigned to the  
17 Honorable WILLIAM B. SHUBB for all further proceedings. Any  
18 dates currently set in the reassigned case only are hereby  
19 VACATED. Henceforth, the caption on documents filed in the  
20 reassigned case shall be shown as Freidberg & Parker v. CWS  
21 Enterprises, Inc., et al., 2:11-02209 WBS.

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

25 DATED: August 24, 2011

26   
27 WILLIAM B. SHUBB  
28 UNITED STATES DISTRICT JUDGE