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5 IN THE UNITED STATES DISTRICT COURT  
6 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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8 NANCY INIGUEZ, )  
9 Plaintiff, ) 2:13-cv-00843-GEB-CKD  
10 v. ) ORDER  
11 THE CBE GROUP, INC., )  
12 Defendant. )  
13 \_\_\_\_\_ )

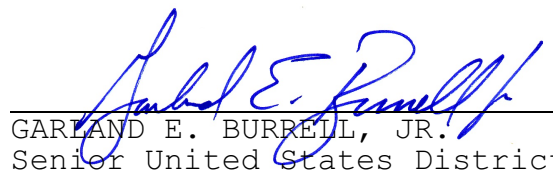
14 On April 29, 2013, this case was transferred to this district  
15 from the Southern District of California based on its relation to an  
16 earlier filed case in this district. On May 2, 2013, Defendant filed a  
17 proposed order just in the above-captioned case relating this case to  
18 the then-pending earlier filed case. However, neither party filed a  
19 notice of related cases document in the then-pending earlier filed case  
20 as required by E.D. Cal. Local Rule 123(b).<sup>1</sup> Local Rule 123(b)  
21 prescribes: "Counsel who has reason to believe that an action on file or  
22 about to be filed may be related to another action on file (*whether or*  
23 *not dismissed or otherwise terminated*) shall promptly file in each  
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26 <sup>1</sup> The day after Defendant filed its proposed related cases order,  
27 the earlier filed case was transferred to the District of Colorado based  
28 on Defendant's motion and the finding that "the interests of justice"  
and "the convenience of the parties and witnesses weighs in favor of  
transfer to the District of Colorado." The transferred case is now  
proceeding in the District of Colorado. See Iniguez v. Dish Network  
L.L.C., No. 1:13-cv-01181-WJM-KMT (D. Colo. May 3, 2013).

1 action and serve on all parties in each action a Notice of Related  
2 Cases." L.R. 123(b) (emphases added).

3 Accordingly, a party shall file a Notice of Related Cases  
4 document no later than June 5, 2013 in the earlier filed case in this  
5 district: Iniquez v. Dish Network L.L.C., No. 2:12-cv-02354-JAM-AC.  
6 Alternatively, each party shall show cause why a sanction should not be  
7 imposed for failure to comply with Local Rule 123 ("OSC") in a filing  
8 due no later than June 5, 2013. If a hearing is desired on the OSC, it  
9 shall be requested in the above referenced filing. Further, due to each  
10 party's failure to comply with Local Rule 123, the pending Motion to  
11 Dismiss is deemed withdrawn, and the hearing set for July 1, 2013 is  
12 vacated.

13 Dated: May 29, 2013

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17 GARLAND E. BURRELL, JR.  
18 Senior United States District Judge  
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