

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CENTURY SURETY COMPANY, an
Ohio Corporation,

Plaintiff,

v.

MO FOODS, LLC, a limited
liability company; MANISH
PATEL, an individual; TMPM,
LLC, a limited liability
company; PRADIP PATEL, an
individual, NEHA PATEL, an
individual; SEAN CANILOA, an
individual; RUBEN MORALES; an
individual; WAYNE PERARANDA;
an individual; DEBORAH
PENARANDA; an individual; and
PATRICK PENARANDA; an
individual,

Defendants.

No. 2:13-cv-01387-GEB-EFB

ORDER

Defendants Deborah, Patrick, and Wayne Penaranda filed
a stay motion, (ECF No. 48), in which they argue it is related
under Local Rule 230(e) to Plaintiff's earlier filed summary
judgment motion, (ECF No. 31). The motions are sufficiently
related within the meaning of Local Rule 230(e) so as to
authorize the below scheduling decision.¹ See generally L.R.

¹ This decision could have been made earlier in the proceeding had a party
pointedly addressed in the October 11, 2013 joint status report the need to
schedule staggered hearing dates for the motions for the purpose of having the
parties and the Court conserve resources on the summary judgment motion that
would not have to be expended if the stay movants prevail on the stay motion.
See Fed. R. Civ. P. 1 ("[Rules] should be construed and administered to secure
the just, speedy, and inexpensive determination of every action and
proceeding.").

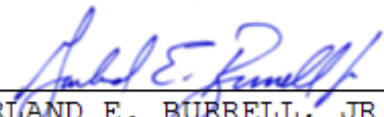
1 230(e) ("If a . . . related motion is filed, the Court may
2 continue the hearing on the original and all related motions so
3 as to give all parties reasonable opportunity to serve and file
4 oppositions and replies to all pending motions.")

5 Since scheduling staggered hearing dates could still
6 conserve Court and party resources, the hearing on the stay
7 motion is continued to commence at 9:00 a.m. on January 13, 2014,
8 and the hearing on Plaintiff's pending summary judgment motion is
9 continued to commence at 9:00 a.m. on March 10, 2014.

10 Further, this order moots Defendants TPM, LLC; Pradip
11 Patel; and Neha Patel's pending motion in which they seek an
12 order continuing or vacating the hearing of Plaintiff's summary
13 judgment motion, (ECF No. 34); therefore, that motion is denied.

14 Dated: December 5, 2013

15
16
17
18
19
20
21
22
23
24
25
26
27
28



GARIAND E. BURRELL, JR.
Senior United States District Judge