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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

DUARTE NURSERY, INC., et al.,

No. 2:13-cv-2095-KJM-DB

Plaintiffs,

v.

UNITED STATES ARMY CORPS OF
ENGINEERS, et al.,

Defendants.

No. 16-cv-01498-WBS-CMK

UNITED STATES OF AMERICA,

Plaintiff,

RELATED CASE ORDER

v.

ROGER J. LaPANT, JR., et al.,

Defendants.

Examination of the above-captioned actions reveals that they are related within the meaning of Local Rule 123(a). Here, “both actions involve similar questions of fact and the same question of law and their assignment to the same Judge or Magistrate Judge is likely to effect a substantial savings of judicial effort.” Local Rule 123(a)(3). Accordingly, the assignment of

1 these matters to the same judge is likely to effect a substantial savings of judicial effort and is
2 likely to be convenient for the parties.

3 The parties should be aware that relating cases under Rule 123 causes the actions
4 to be assigned to the same judge – it does not consolidate the actions. Under Rule 123, related
5 cases are generally assigned to the judge and magistrate judge to whom the first filed action was
6 assigned.

7 As a result, it is hereby ORDERED that CIV No. 2:16-cv-01498-WBS-CMK is
8 reassigned from Senior United States District Judge William B. Shubb to the undersigned and
9 from Magistrate Judge Craig M. Kellison to Magistrate Judge Deborah Barnes. Henceforth, the
10 caption on documents filed in the reassigned case shall be shown as: CIV 2:16-cv-01498-KJM-
11 DB.

12 It is further ORDERED that the Clerk of the Court make appropriate adjustment in
13 the assignment of civil cases to compensate for this reassignment.

14 IT IS SO ORDERED.

15 DATED: August 16, 2016

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18 UNITED STATES DISTRICT JUDGE
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