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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

GRANITE OUTLET, INC.,

Plaintiff,

v.

HARTFORD CASUALTY INSURANCE
COMPANY, Inc., and Does 1 to
10, Inclusive,

Defendant.

2:14-cv-00575-GEB-KJN

ORDER REQUIRING NOTICE OF
RELATED CASES TO BE FILED;
DEEMING DEFENDANT'S DISMISSAL
MOTION WITHDRAWN

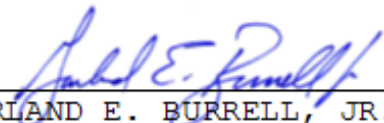
This Order issues after consideration of the following statement in Plaintiff's opposition to Defendant's motion to dismiss:

We . . . bring to the court's attention the following related case: plaintiff had a pending federal civil rights against Christine Baker, Director of the Department of Industrial Relations, . . . Granite Outlet v. Christine Baker, USDC EDCA Case No. 14-cv-00124-TLN-EFB, alleging that the appeal bond requirements of Labor Code section 98.2(b) and other practices of the Labor Commissioner are unconstitutional. We will file a Notice of Related case shortly.

(Pls.' Opp'n to Def.'s Mot. to Dismiss, 20: 10-16, ECF No. 13.)
However, Local Rule 123(b) prescribes: "Counsel who has reason to believe that an action on file . . . may be related to another action on file . . . shall promptly file in each action and serve

1 on all parties in each action a Notice of Related Cases.” E.D.
2 Cal. L.R. 123(b) (emphasis added). It should be evident that a
3 purpose of this rule is to provide the judge making the related
4 case decision time to make that decision before a judge assigned
5 the later-filed case expends judicial resources deciding a matter
6 in the later-filed case. See E.D. Cal. L.R. 123(c) (“If the Judge
7 to whom the action with the lower or lowest number has been
8 assigned determines that assignment of the actions to a single
9 Judge is likely to effect a savings of judicial effort or other
10 economies, that Judge is authorized to enter an order reassigning
11 all higher numbered related actions to himself or herself.”) In
12 light of Plaintiff’s indication that Notice of Related Cases
13 documents should have been filed, said documents shall be filed
14 no later than 11:59 p.m. on Monday, June 23, 2014. Therefore,
15 Defendant’s pending dismissal motion, (ECF No. 6), is deemed
16 withdrawn. The motion can be re-noticed for hearing after a
17 decision issues on the referenced Notice of Related Cases
18 documents.

19 Dated: June 18, 2014
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23 _____
24 GARIAND E. BURRELL, JR.
25 Senior United States District Judge
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