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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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CALIFORNIA DEPARTMENT OF TOXIC
SUBSTANCES CONTROL,

Plaintiff,

v.

JIM DOBBAS, INC., a California
corporation; CONTINENTAL RAIL,
INC., a Delaware corporation;
DAVID VAN OVER, individually;
PACIFIC WOOD PRESERVING, a
dissolved California
corporation; WEST COAST WOOD
PRESERVING, LLC., a Nevada
limited liability company; and
COLLINS & AIKMAN PRODUCTS, LLC,
a Delaware limited liability
company;

Defendants.

No. 2:14-cv-595 WBS EFB

ORDER RELATING CASES

1 TRAVELERS INDEMNITY CO., a
2 Connecticut corporation,

3 Plaintiff,

No. 2:19-cv-1892 KJM AC

4 v.

5 CALIFORNIA DEPARTMENT OF TOXIC
6 SUBSTANCES CONTROL; TOXIC
7 SUBSTANCES CONTROL ACCOUNT; and
8 COLLINS & AIKMAN PRODUCTS, LLC,
a cancelled Delaware limited
liability company; ,

9 Defendants.
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12 Examination of the above-entitled actions reveals that
13 they are related within the meaning of Local Rule 123(a), because
14 both involve liability for the costs of clean-up of the property
15 located at 147A Street, Elmira, California. Accordingly, the
16 assignment of the matters to the same judge is likely to effect a
17 substantial saving of judicial effort and is also likely to be
18 convenient for the parties.

19 The parties should be aware that relating the cases
20 under Local Rule 123 merely has the result that both actions are
21 assigned to the same judge; no consolidation of the actions is
22 effected. Under the regular practice of this court, related
23 cases are generally assigned to the judge and magistrate judge to
24 whom the first filed action was assigned.

25 IT IS THEREFORE ORDERED that the actions denominated
26 California Department of Toxic Substances Control v. Jim Dobbas,
27 Inc., Case No. 2:14-cv-595 WBS EFB, and Travelers Indemnity Co.
28 v. California Department of Toxic Substances Control, Case No.

1 2:19-cv-1892 KJM AC, be, and the same hereby are, deemed related.
2 The case denominated Travelers Indemnity Co. v. California
3 Department of Toxic Substances Control, Case No. 2:19-cv-1892 KJM
4 AC, shall be reassigned to Judge WILLIAM B. SHUBB. Any dates
5 currently set in the reassigned case only are hereby VACATED.
6 Henceforth, the captions on documents filed in the reassigned
7 case shall be shown as Travelers Indemnity Co. v. California
8 Department of Toxic Substances Control, Case No. 2:19-cv-1892 WBS
9 EFB.

10 IT IS FURTHER ORDERED that the Clerk of the Court make
11 an appropriate adjustment in the assignment of cases to
12 compensate for this reassignment.

13 Dated: September 25, 2019



14 **WILLIAM B. SHUBB**
15 **UNITED STATES DISTRICT JUDGE**
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