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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, for the
use and benefit of DKB, INC., a
Washington corporation,

Plaintiff,

v.

TRAVELERS CASUALTY & SURETY
COMPANY OF AMERICA, a Connecticut
corporation, KOO CONSTRUCTION,
INC., a California corporation,

Defendants.

No. 2:17-cv-01425-KJN

ORDER

UNITED STATES OF AMERICA, for the
use and benefit of SHEPARD
MECHANICAL CONTRACTORS, INC.,
and SHEPARD MECHANICAL
CONTRACTORS, INC.,

Plaintiffs,

v.

TRAVELERS CASUALTY & SURETY
COMPANY OF AMERICA, a Connecticut
corporation, KOO CONSTRUCTION,
INC., a California corporation,

Defendants.

No. 2:17-cv-00094-KJN

1 Presently pending before the court are motions to consolidate the above-captioned
2 matters. (DKB, Inc. v. Travelers Casualty & Surety Company of America, et al., 2:17-cv-01425-
3 KJN, ECF No. 19; Sheppard Mechanical Contractors, Inc. v. Travelers Casualty & Surety
4 Company of America, et al., 2:17-cv-00094-KJN, ECF No. 22.) Currently, these motions are set
5 to be heard before the undersigned on January 25, 2018, at 10:00 a.m., in Courtroom 25.

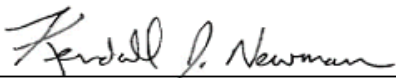
6 On December 14, 2017, the court was notified that the parties in Sheppard Mechanical,
7 2:17-cv-00094-KJN, have reached a settlement through the court's Voluntary Dispute Resolution
8 Program. As a result, it appears that the pending motions to consolidate are now moot.

9 Accordingly, IT IS HEREBY ORDERED that:

- 10 1. Parties in Sheppard Mechanical Contractors, Inc. v. Travelers Casualty & Surety
11 Company of America, et al., 2:17-cv-00094-KJN, shall file dispositional documents
12 by February 14, 2018.
- 13 2. Within fourteen (14) days of this order, parties in the above-captioned cases shall
14 show cause as to why the hearing set for January 25, 2018 should not be vacated, and
15 why the motions to consolidate (DKB, Inc., 2:17-cv-01425-KJN, ECF No. 19;
16 Sheppard Mechanical, 2:17-cv-00094-KJN, ECF No. 22) should not be denied as
17 moot.

18 IT IS SO ORDERED.

19 Dated: December 18, 2017

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21 _____
22 KENDALL J. NEWMAN
23 UNITED STATES MAGISTRATE JUDGE

24 14/17-1425 and 17-94. otc re consolidation hearing
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