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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

YARDSTASH SOLUTIONS, LLC,  Plaintiff and Counter-Defendant,  v. MARKETFLEET, INC., et al.,  Defendant and Counter-Claimant.
MARKETFLEET PUERTO RICO, INC.,  Plaintiff,  v. YARDSTASH SOLUTIONS, LLC,  Defendant.

No. 2:18-cv-00385-TLN-AC

No. 2:18-cv-02465-JAM-CKD

**RELATED CASE ORDER**

The Court has reviewed YardStash Solutions’s Notice of Related Case filed on April 19, 2019, in both above-captioned actions. (ECF Nos. 70, 24, respectively.) Examination of the above-captioned actions reveals that they are related within the meaning of Local Rule 123 (E.D. Cal. 1997). Pursuant to Rule 123 of the Local Rules of the United States District Court for the

1 Eastern District of California, two actions are related when they involve the same parties and are  
2 based on a same or similar claim; when they involve the same transaction, property, or event; or  
3 when they “involve similar questions of fact and the same question of law and their assignment to  
4 the same Judge . . . is likely to effect a substantial savings of judicial effort.” L.R. 123(a).

5 Further,

6 [i]f the Judge to whom the action with the lower or lowest number  
7 has been assigned determines that assignment of the actions to a  
8 single Judge is likely to effect a savings of judicial effort or other  
economies, that Judge is authorized to enter an order reassigning all  
higher numbered related actions to himself or herself.

9 L.R. 123(c).

10 Here, the actions involve almost-identical (if not identical) parties, are based on the same  
11 or similar facts, and involve the same and/or related questions of law. Consequently, assignment  
12 to the same judge would “effect a substantial savings of judicial effort.” L.R. 123(a), see also  
13 L.R. 123(c).

14 Relating the cases under Local Rule 123, however, merely has the result that both actions  
15 are assigned to the same judge, it does not consolidate the actions. Should any party wish to  
16 consolidate the actions, that party may file a motion to consolidate under Federal Rule of Civil  
17 Procedure 42(a). If the parties agree that consolidation is appropriate, they may file a joint  
18 motion or stipulation, along with a proposed order.

19 Under the regular practice of this Court, related cases are generally assigned to the judge  
20 and magistrate judge to whom the first filed action was assigned. IT IS THEREFORE  
21 ORDERED that the action denominated 2:18-cv-02465-JAM-CKD is reassigned to District Judge  
22 Troy L. Nunley and Magistrate Judge Allison Claire, and the caption shall read 2:18-cv-02465-  
23 TLN-AC. Any dates currently set in 2:18-cv-02465-JAM-CKD are hereby VACATED, and the  
24 parties are ordered to refile any pending motions before this Court. The Clerk of the Court is to  
25 issue the Initial Pretrial Scheduling Order.

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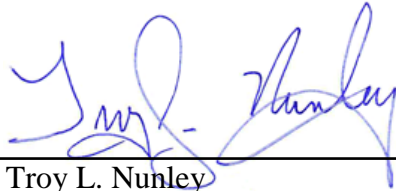
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IT IS SO ORDERED.

Dated: May 31, 2019



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Troy L. Nunley  
United States District Judge