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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

NEWCAL INDUSTRIES, INC., *et al.*,

Plaintiffs,

No. C 04-2776-JSW
No. C 10-5974-JSW

v.

IKON OFFICE SOLUTIONS, *et al.*

Defendants.

**ORDER REFERRING MOTION
FOR SANCTIONS TO
MAGISTRATE JUDGE BEELER**

GLOBAL SERVICES, LLC, *et al.*,

Plaintiffs,

v.

IKON OFFICE SOLUTIONS, *et al.*,

Defendants.

On October 12, 2012, Defendants, IKON Office Solutions, Inc. and General Electric Capital Services, Inc., filed a Motion for Sanctions Against Plaintiff Newcal Industries, Inc. for Spoilation of Evidence. Although Defendants take the position that the motion does not qualify as a discovery dispute, Defendants' motion does pertain to Newcal's conduct during discovery. Accordingly, pursuant to Northern District Civil Local Rule 72-1, the Court finds it appropriate to refer the motion to Judge Beeler in the first instance, either for resolution or, if needed, for purposes of preparing a report and recommendation.

Accordingly, the Court vacates the hearing scheduled for January 11, 2013.

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It is FURTHER ORDERED that the briefing schedule triggered by the filing of the motion shall remain in place, unless Judge Beeler orders otherwise.

IT IS SO ORDERED.

Dated: October 16, 2012



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

cc: Magistrate Judge Beeler
Lashanda Scott
Magistrate Referral Clerk