 UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA TASH HEPTING, GREGORY HICKS, ORANOLYN JEWEL and ERIK KNUTZEN, ON ORANOLYN JEWEL and ERIK KNUTZEN, ON ORANOLYN JEWEL and all others similarly ORANOLYN OR DEEMING CASES IPROPOSED ORDER DEEMING CASES 	1 2 3 4 5 6 7 8 9 10	ELECTRONIC FRONTIER FOUNDATION CINDY COHN (145997) cindy@eff.org LEE TIEN (148216) KURT OPSAHL (191303) KEVIN S. BANKSTON (217026) JAMES S. TYRE (083117) 454 Shotwell Street San Francisco, CA 94110 Telephone: 415/436-9333; Fax: 415/436-9993 RICHARD R. WIEBE (121156) wiebe@pacbell.net LAW OFFICE OF RICHARD R. WIEBE 425 California Street, Suite 2025 San Francisco, CA 94104 Telephone: 415/433-3200; Fax: 415/433-6382 Attorneys for Plaintiffs	THOMAS E. MOORE III (115107) tmoore@moorelawteam.com THE MOORE LAW GROUP 228 Hamilton Avenue, 3rd Floor Palo Alto, CA 94301 Telephone: 650/798-5352; Fax: 650/798-5001
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA 13 TASH HEPTING, GREGORY HICKS, CAROLYN JEWEL and ERIK KNUTZEN, on behalf of themselves and all others similarly situated, CASE NO. C-06-0672-VRW 14 behalf of themselves and all others similarly situated, IPROPOSED] ORDER DEEMING CASES RELATED AND ASSIGNING JEWEL TO MDL DOCKET NO 06-1791 VRW, IN RE NATIONAL SECURITY AGENCY TELECOMMUNICATIONS RECORDS 16 VS. ITIGATION 17 VS. ITIGATION 18 Defendants. IIIIGATION 19 Defendants. IIIIGATION 10 Defendants. IIIIIGATION 11 JOICE WALTON, on behalf of themselves and all others similarly situated, CASE NO. C-08-4373-CRB 12 Plaintiffs, [N.D. CAL Civ. L.R. 3-12, 7-11] 13 VS. Defendants. 14 Defendants. IIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIIII			
 CAROLYN JEWEL and ERIK KNUTZEN, on behalf of themselves and all others similarly situated, Plaintiffs, VS. AT&T CORP.,et al., Defendants. CAROLYN JEWEL, TASH HEPTING, GREGORY HICKS, ERIK KNUTZEN and JOICE WALTON, on behalf of themselves and all others similarly situated, Plaintiffs, NATIONAL SECURITY AGENCY, et al., NATIONAL SECURITY AGENCY, et al., Defendants. CASE NO. C-08-4373-CRB IN.D. CAL Civ. L.R. 3-12, 7-11] 	12	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
14 CAROLYN JEWEL and ERIK KNUTZEN, on behalf of themselves and all others similarly situated,) (PROPOSED) ORDER DEEMING CASES RELATED AND ASSIGNING JEWEL TO MDL DOCKET NO 06-1791 VRW, IN RE NATIONAL SECURITY AGENCY 16 Vs. (NATIONAL SECURITY AGENCY) 17 Vs. (TELECOMMUNICATIONS RECORDS) 18 Defendants. (Defendants.) 20 CAROLYN JEWEL, TASH HEPTING, GREGORY HICKS, ERIK KNUTZEN and JOICE WALTON, on behalf of themselves and all others similarly situated, (CASE NO. C-08-4373-CRB) 21 Plaintiffs, (N.D. CAL Civ. L.R. 3-12, 7-11] 23 Vs. (NATIONAL SECURITY AGENCY, et al., 24 Defendants. (NATIONAL SECURITY AGENCY, et al., 25 Defendants. (NATIONAL SECURITY AGENCY, et al.,	13	TASH HEPTING, GREGORY HICKS,	
15 situated, RELATED AND ASSIGNING JEWEL TO MDL DOCKET NO 06-1791 VRW, IN RE NATIONAL SECURITY AGENCY 16 Plaintiffs, NATIONAL SECURITY AGENCY 17 vs. ITIGATION 18 AT&T CORP.,et al., ITIGATION 19 Defendants. ITIGATION 20 CAROLYN JEWEL, TASH HEPTING, GREGORY HICKS, ERIK KNUTZEN and JOICE WALTON, on behalf of themselves and all others similarly situated, CASE NO. C-08-4373-CRB 21 JOICE WALTON, on behalf of themselves and all others similarly situated, IND. CAL Civ. L.R. 3-12, 7-11] 23 Vs. NATIONAL SECURITY AGENCY, et al., 25 Defendants. IDE 26 Defendants. IDE 27 IDE Defendants.	14	CAROLYN JEWEL and ERIK KNUTZEN, on	
16 VI NATIONAL SECURITY AGENCY 17 vs. TELECOMMUNICATIONS RECORDS 18 AT&T CORP.,et al., ITIGATION 19 Defendants. ITIGATION 20 CAROLYN JEWEL, TASH HEPTING, GREGORY HICKS, ERIK KNUTZEN and JOICE WALTON, on behalf of themselves and all others similarly situated, CASE NO. C-08-4373-CRB 21 JOICE WALTON, on behalf of themselves and all others similarly situated, IND. CAL Civ. L.R. 3-12, 7-11] 24 Vs. INATIONAL SECURITY AGENCY, et al., IND. CAL Civ. L.R. 3-12, 7-11] 24 Defendants. IDEFENDANCE IDEFENDANCE 25 Defendants. IDEFENDANCE IDEFENDANCE 26 Defendants. IDEFENDANCE IDEFENDANCE 27 IDEFENDANCE IDEFENDANCE IDEFENDANCE	15		RELATED AND ASSIGNING JEWEL TO
17 AT&T CORP.,et al., 18 AT&T CORP.,et al., 19 Defendants. 20 CAROLYN JEWEL, TASH HEPTING, GREGORY HICKS, ERIK KNUTZEN and JOICE WALTON, on behalf of themselves and all others similarly situated, CASE NO. C-08-4373-CRB 21 JOICE WALTON, on behalf of themselves and all others similarly situated, Intervention 22 Plaintiffs, [N.D. CAL Civ. L.R. 3-12, 7-11] 24 Vs. Defendants. 25 Defendants. [N.D. CAL Civ. L.R. 3-12, 7-11]	16	Plaintiffs,	S NATIONAL SECURITY AGENCY
18 Defendants. 19 Defendants. 20 CAROLYN JEWEL, TASH HEPTING, GREGORY HICKS, ERIK KNUTZEN and JOICE WALTON, on behalf of themselves and all others similarly situated, CASE NO. C-08-4373-CRB 21 JOICE WALTON, on behalf of themselves and all others similarly situated, Image: Case No. C-08-4373-CRB 22 Plaintiffs, Image: Case No. C-08-4373-CRB 23 VS. Image: Case No. C-08-4373-CRB 24 NATIONAL SECURITY AGENCY, et al., Image: Case No. C-08-4373-CRB 25 Defendants. Image: Case No. C-08-4373-CRB 26 Defendants. Image: Case No. C-08-4373-CRB 27 Image: Case No. C-08-4373-CRB Image: Case No. C-08-4373-CRB	17		
19 CAROLYN JEWEL, TASH HEPTING, GREGORY HICKS, ERIK KNUTZEN and JOICE WALTON, on behalf of themselves and all others similarly situated, CASE NO. C-08-4373-CRB 21 JOICE WALTON, on behalf of themselves and all others similarly situated, N.D. CAL Civ. L.R. 3-12, 7-11] 23 VS. NATIONAL SECURITY AGENCY, et al., 26 Defendants. Defendants.	18)
GREGORY HICKS, ERIK KNUTZEN and JOICE WALTON, on behalf of themselves and all others similarly situated, CASE NO. C-08-4373-CKB 22 Plaintiffs, [N.D. CAL Civ. L.R. 3-12, 7-11] 23 vs. [N.D. CAL Civ. L.R. 3-12, 7-11] 24 NATIONAL SECURITY AGENCY, et al., [Defendants. 26 Defendants. [Defendants.]]	19	Defendants.)
21 JOICE WALTON, on behalf of themselves and all others similarly situated, 22 Plaintiffs, 23 VS. 24 NATIONAL SECURITY AGENCY, et al., 25 Defendants. 27	20)) CASE NO. C-08-4373-CRB
Plaintiffs, VS. NATIONAL SECURITY AGENCY, et al., Defendants.	21	JOICE WALTON, on behalf of themselves and)
23 vs. 24 NATIONAL SECURITY AGENCY, et al., 25 Defendants. 27	22)
24 NATIONAL SECURITY AGENCY, et al., 25 Defendants. 27	23) [N.D. CAL Civ. L.R. 3-12, 7-11]
25 26 Defendants. 27	24)
27	25	NATIONAL SECUKITY AGENCY, <i>et al.</i> ,)
//	26	Defendants.)
28	27)
	28		

RELATED CASE ORDER

Pursuant to Civil Local Rules 3-12 and 7-11, Plaintiffs in the case of Jewel, et al. v. National Security Agency, et al., No. C-08-4373-CRB (the "Jewel case") have filed an Administrative Motion to Consider Whether Cases Should Be Related urging that the *Jewel* case be deemed related to Hepting, et al. v. AT&T Corp., et al., No. C-06-0672-VRW (the "Hepting" case).

The Court finds that the *Jewel* case and the *Hepting* case **ARE RELATED** as defined by Rule 3-12. The Clerk of the Court is ordered to reassign the later filed action to the undersigned. Counsel are instructed that all future filings are to bear the initials **VRW** immediately after the case number. All matters presently scheduled for hearing in the reassigned case – including specifically the January 9, 2009 Initial Case Management Conference and deadlines associated therewith - are vacated and must be re-noticed for hearing before the undersigned.

The Court additionally assigns the Jewel case as a tag-along action to In re National Security Agency Telecommunications Records Litigation, MDL No. M:06-cv-01791-VRW, a proceeding in which the *Hepting* case is already included, as such assignment requires no action on 14 the part of the Judicial Panel on Multidistrict Litigation under Rule 7.5(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation.

DATED: October , 2008

1

2

3

4

5

6

7

8

9

10

11

12

13

15

16

17

18

19

20

21

22

23

24

25

26

27

28

Hon. Vaughn W. Walker United States District Chief Judge