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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

SARAH ENDZWEIG,

Plaintiff,

v.

WALMART.COM USA LLC, WAL-MART
STORES, INC. and NETFLIX, INC.,

Defendants.

)
) Case No. C-09-0111-JCS
)
) **ADMINISTRATIVE MOTION TO**
) **CONSIDER WHETHER CASES SHOULD**
) **BE RELATED**

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TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that Plaintiff Sarah Endzweig submits this Administrative Motion to relate *Endzweig v. Walmart.com USA LLC*, Case No. CV-09-0111-JCS (“*Endzweig*”), filed January 9, 2009, to the cases listed in Section I pursuant to Civil Local Rule 3-12.

I. RELATED CASES

The following cases are related to the *Endzweig* case:

	CASE NAME	CASE NUMBER	DATE FILED
1.	<i>Resnick, et al. v. Walmart.com USA LLC, et al.</i> (“ <i>Resnick</i> ”)	CV-09-0002-PJH	January 2, 2009
2.	<i>O’Connor v. Walmart.com USA LLC, et al.</i> (“ <i>O’Connor</i> ”)	CV-09-0096-MEJ	January 9, 2009
3.	<i>Schmitz v. Walmart.com USA LLC, et al.</i> (“ <i>Schmitz</i> ”)	CV-09-0116-EMC	January 9, 2009
4.	<i>Lynch v. Walmart.com USA LLC, et al.</i> (“ <i>Lynch</i> ”)	CV-09-00138-BZ	January 12, 2009

II. RELATIONSHIP OF THE ACTIONS

This administrative motion is made on the grounds that *Endzweig’s* case involves substantially the same subject matter as the actions listed above in Section I: an alleged conspiracy to illegally fix, raise, maintain and/or stabilize the prices charged for the sales and online rentals of DVDs in the United States. Plaintiffs in all the cases assert claims for violations of the Sherman Act, 15 U.S.C. §§ 1 and 2, against the same Defendants.

It appears likely that there will be an unduly burdensome duplication of labor and expense or the possibility of conflicting results if the cases are conducted before different Judges. Relating the cases will help eliminate duplicative discovery, prevent inconsistent pretrial rulings, and conserve the resources of the parties, their counsel, and the judiciary.

III. CONCLUSION

Endzweig and the actions referred to in Section I above satisfy the criteria of Civil Local Rule 3-12. Therefore, Plaintiff Sarah Endzweig respectfully requests that *Endzweig* be deemed related to

