

United States District Court
For the Northern District of California

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

SALLY J. NETTLETON, THERESA THRUN,)	Case No. 11-2953 SC
CAROL WILSON, DENNIS DOUGHERTY,)	Case No. 11-3133 SC
HEATHER S. HARDEE, SPENCER WARE,)	
GARY L. BUCK, and THOMAS M.)	ORDER DENYING MOTIONS TO
BUCKHEIT, individually and on)	CONSOLIDATE CASES AND
behalf of all others similarly)	APPOINT INTERIM CLASS
situated,)	<u>COUNSEL</u>
)	
Plaintiffs,)	
)	
v.)	
)	
FORD MOTOR COMPANY and DOES 1)	
through 100, inclusive,)	
)	
Defendants.)	
_____)	
)	
JO ANN GETTMAN, individually and)	
on behalf of all others similarly)	
situated,)	
)	
Plaintiff,)	
)	
v.)	
)	
FORD MOTOR COMPANY,)	
)	
Defendant.)	
_____)	

Before the Court are two related product liability actions brought against Defendant Ford Motor Company ("Ford") in which Plaintiffs allege they purchased Ford vehicles containing a latent defect causing the tailgate to crack. Case Nos. 11-2953-SC ("the

1 2953 action"), 11-3133-SC ("the 3133 action"). In the 2953 action,
2 eight plaintiffs seek to represent a national class of individuals
3 who purchased certain Ford vehicles during the class period. Case
4 No. 11-2953, ECF No. 1 ("2953 Compl."). Id. In the 3133 action,
5 one plaintiff seeks to represent a California class of individuals
6 who purchased certain Ford vehicles during the class period. Case
7 No. 11-3133, ECF No. 1 ("3133 Compl.").

8 Plaintiffs' counsel in both actions have filed motions to
9 consolidate the actions and to be appointed interim class counsel
10 for the consolidated action. Case No. 11-2953, ECF Nos. 20 ("2953
11 Mot."), 24 ("2953 Opp'n"), 35 ("2953 Reply"); Case No. 10-3133, ECF
12 Nos. 10 ("3133 Mot."), 16 ("3133 Opp'n"), 19 ("3133 Reply"). The
13 Court has reviewed Plaintiffs' Motions and the papers filed in
14 support of them. It concludes that there is a high likelihood that
15 similar actions have been filed or will be filed against Ford in
16 this district and outside this district which may necessitate
17 further consolidation. As such, the Court DENIES these motions as
18 premature.

19 The Court ORDERS the parties, including Defendant Ford, to
20 file declarations within thirty (30) days of this Order providing
21 the names and case numbers of any cases which may be related to
22 these cases, regardless of whether they were filed within this
23 District or outside this District.

24

25 IT IS SO ORDERED.

26

27 Dated: September 2, 2011

28


UNITED STATES DISTRICT JUDGE