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4 UNITED STATES DISTRICT COURT  
5 NORTHERN DISTRICT OF CALIFORNIA

6 CHRISTOPHER J HARRISON, et al.,

7 Plaintiffs,

8 v.

9 DNC PARKS & RESORTS AT  
10 YOSEMITE, INC., et al.,

11 Defendants.

Case No. [14-cv-00451-WHO](#)

**ORDER RE MOTION FOR  
ADMINISTRATIVE RELIEF**

Re: Dkt. No. 18

12 On March 31, 2014, defendant United States filed a motion asking the Court to stay all  
13 proceedings in this case pending the determination of the Judicial Panel on Multidistrict Litigation  
14 on defendant's motion to transfer this and related cases to the Eastern District of California.  
15 Docket No. 16. Defendant noticed its motion to stay for hearing on May 14, 2014, and did *not* file  
16 an administrative motion seeking to shorten the time for the hearing or determination of its  
17 motion. Defendant's motion to stay is not unopposed and the opposition or response of plaintiffs  
18 is not due until April 14, 2014.

19 The Court – by a *Clerk's Notice* (not an Order) filed on April 4, 2014 – continued the Case  
20 Management Conference date to June 17, 2014, in order to conserve the resources of the Court and  
21 counsel prior to the determination of the motion to stay.

22 Defendant then filed a motion for administrative relief in connection with its prior motion  
23 to stay, which seeks to clarify the Clerk's Notice. The Court will construe the administrative  
24 motion as a motion to shorten time so that the Court rules on Defendant's stay application prior to  
25 May 14, 2014. The Court will then construe Plaintiffs' response to the motion to stay, if one is  
26 filed on or before April 14, 2014, as a response to the administrative motion as well, and will then  
27 address both motions.

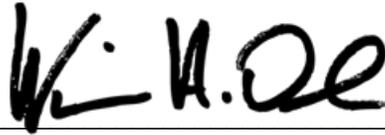
28 For future reference, the Court observes that while it may well be appropriate to grant a

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stay of proceedings pending the decision of JPML, due process requires that the Plaintiffs have an opportunity to be heard. The motion filed on March 31, 2014, unaccompanied by a request to shorten time and briefing schedule, did not allow that to happen within the time frame it now appears that Defendant desired.

**IT IS SO ORDERED.**

Dated: April 10, 2014



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WILLIAM H. ORRICK  
United States District Judge