

1 FERDIE F. FRANKLIN, State Bar No. 61165
 ffranklin@wfbm.com
 2 ALEXANDER F. PEVZNER, State Bar No. 221606
 apezner@wfbm.com
 3 ALEX K. WORGAFNIK, State Bar No. 280490
 aworgafnik@wfbm.com
 4 WALSWORTH FRANKLIN BEVINS & McCALL, LLP
 601 Montgomery Street, Ninth Floor
 5 San Francisco, California 94111-2612
 Telephone: (415) 781-7072
 6 Facsimile: (415) 391-6258
 7 Attorneys for Defendant
 THOMAS E. FRANCIS, M.D.
 8

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION
 11

12 JIMMY McAFEE, et al.,
 13 Plaintiffs,
 14 v.
 15 THOMAS E. FRANCIS, et al.,
 16 Defendants.
 17
 18 RICHARD SUTHERLAND, as assignee of
 NIGEL ALLEN, et al.,
 19 Plaintiffs,
 20 v.
 21 THOMAS E. FRANCIS,
 22 Defendant.
 23
 24

Case No. CV-11-0821-LHK
 [PROPOSED] ORDER GRANTING
 THOMAS E. FRANCIS'
 ADMINISTRATIVE MOTION TO
 CONSIDER WHETHER CASES
 SHOULD BE RELATED
 [N.D. Cal. Civ. L.R. 3-12, 7-11]

Case No. CV-12-05110-PSG

25 Defendant Thomas E. Francis ("Francis") moves this Court, pursuant to Local Rules 3-12
 26 and 7-11, of the Civil Local Rules for the Northern District of California, for an order relating
 27 *Richard Sutherland, as Assignee of Nigel Allen, et al., v. Thomas E. Francis*, Case No. 5:12-CV-
 28 05110-PSG, to previously filed case *Jimmy McAfee, et al. v. Thomas Francis, et al.*, Case No. CV-

Walsworth,
 Franklin,
 Bevins &
 McCall, LLP
 ATTORNEYS AT LAW

2235627.1
 3743-3.3210

-1-
 [PROPOSED] ORDER GRANTING THOMAS E. FRANCIS' ADMINISTRATIVE MOTION TO CONSIDER
 WHETHER CASES SHOULD BE RELATED; CASE NO. CV-11-0821-LHK

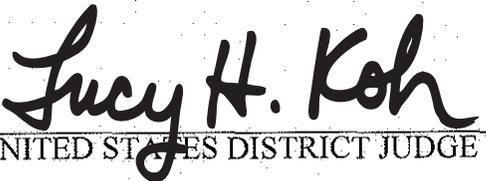
1 11-0821-LHK.

2 The Court, having considered the briefs and other documents in support of and in
3 opposition to the motion and being fully advised in this matter finds as follows:

4 IT IS HEREBY ORDERED that Francis' Administrative Motion to Consider Whether
5 Cases Should Be Related is GRANTED. *Richard Sutherland, as Assignee of Nigel Allen, et al., v.*
6 *Thomas E. Francis*, Case No. 5:12-CV-05110 PSG, is related to previously filed case *Jimmy*
7 *McAfee, et al. v. Thomas Francis, et al.*, Case No. CV-11-0821-LHK. Accordingly, *Richard*
8 *Sutherland, as Assignee of Nigel Allen, et al., v. Thomas E. Francis*, Case No. 5:12-CV-05110-
9 PSG, shall be reassigned to the Honorable Lucy H. Koh.

10 IT IS SO ORDERED.

11
12 Dated: January 28, 2013


UNITED STATES DISTRICT JUDGE

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28