

United States District Court
For the Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

GREG UMAMOTO and SHIRLEY UMAMOTO,

Plaintiffs,

vs.

INSPIHERE INSURANCE SOLUTIONS, INC.;
HEALTHMARKETS INC.; THE
BLACKSTONE GROUP L.P.; GOLDMAN
SACHS CAPITAL PARTNERS; DLJ
MERCHANT BANKING PARTNERS;
KATHERINE FEENY; KENNETH
FASOLA; KENT SCHOOLER; and DOES 1-50,
inclusive,

Defendants.

) Case No.: 13-CV-0475-LHK
)
) ORDER DENYING MOTION TO
) RELATE CASES

Defendants have filed a motion requesting that the Court relate the instant case to *Borgman v. Insphere Insurance Solutions, Inc.*, Case No. 5:11-CV-05638-CRB (“*Borgman I*”). See ECF No. 13-475. *Borgman I* was filed earlier than the instant case. Moreover, there appears to be another earlier-filed, potentially related matter styled *Borgman v. Insphere Insurance Solutions, Inc.*, Case No. 12-CV-06352-EJD (“*Borgman II*”). Local 3-12(b) states that a motion to relate must be filed “in the earliest-filed case.” Thus, Defendants should have filed their motion to relate in *Borgman I* or *Borgman II*. Accordingly, Defendants’ motion is DENIED.

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IT IS SO ORDERED.

Dated: April 1, 2013



LUCY H. KOH
United States District Judge