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3 UNITED STATES DISTRICT COURT
4 NORTHERN DISTRICT OF CALIFORNIA
5 SAN JOSE DIVISION

6 JAIME ECHEVARRIA,
7 Plaintiff,
8
9 v.
10 AEROTEK, INC.,
11 Defendant.

Case No. 16-cv-04041-BLF

**ORDER DENYING ADMINISTRATIVE
MOTION TO RELATE CASES; AND
DENYING MOTION TO STRIKE
REPLY BRIEF**

[Re: ECF 32, 38]

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13 Defendant Aerotek, Inc. has filed an administrative motion asking this Court to relate two
14 putative class actions, *Echevarria v. Aerotek, Inc.*, No. 16-cv-04041-BLF (the present case), and
15 *Dang v. Allegis Group, Inc.*, No. 16-cv-06259-JD. Although only the motion and opposition
16 briefs are expressly authorized by Civil Local Rule 7-11, the Court in the exercise of its discretion
17 has considered all of the briefing submitted by the parties, including the motion, ECF 32; the
18 opposition briefs filed by the plaintiffs in both *Echevarria* and *Dang*, ECF 35, 36; Aerotek's reply
19 brief, ECF 37; Echevarria's motion to strike the reply brief, ECF 38; Dang's objections to the
20 reply brief, ECF 39; and Aerotek's opposition to Echevarria's motion to strike, ECF 41. The
21 motion to strike the reply brief is DENIED.

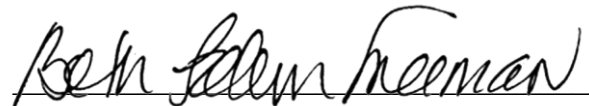
22 "An action is related to another when: (1) The actions concern substantially the same
23 parties, property, transaction or event; and (2) It appears likely that there will be an unduly
24 burdensome duplication of labor and expense or conflicting results if the cases are conducted
25 before different Judges." Civ. L.R. 3-12(a). Those requirements are not satisfied here. In
26 *Echevarria*, the plaintiff seeks to represent a class of temporary service employees who were hired
27 by Aerotek, were required by Aerotek to attend mandatory orientation meetings, and were not paid
28 for attending those meetings. In *Dang*, the plaintiff seeks to represent a class of temporary service

1 employees who were jointly employed by Aerotek and its parent company, Allegis Group, Inc.,
2 participated in at least one telephonic or in-person interview with a client of Aerotek/Allegis, and
3 were not compensated for that interview time. Those putative classes are distinct and the two
4 cases seek compensation based on different sets of facts. The cases are not related simply because
5 they both assert wage and hour claims and they both name Aerotek as a defendant.

6 The administrative motion to relate *Echevarria* and *Dang* is DENIED.

7 **IT IS SO ORDERED.**

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9 Dated: January 3, 2017

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11 BETH LABSON FREEMAN
12 United States District Judge
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