

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

DEB SHELDEN,)	
)	
Plaintiff,)	4:11CV3099
)	
V.)	
)	
DEP. BURDETTE SEARCEY, in his)	ORDER
official and individual capacities,)	
DEP. GERALD LAMKIN, in his)	
official and individual capacities,)	
SHERIFF JERRY O. DEWITT, in his)	
official and individual capacities,)	
WAYNE R. PRICE, Ph.D., in his)	
official and individual capacities,)	
GAGE COUNTY SHERIFF'S)	
OFFICE, a Nebraska political)	
subdivision, COUNTY OF GAGE,)	
NEBRASKA, a Nebraska political)	
subdivision, and RICHARD T.)	
SMITH, in his official and individual)	
capacities,)	
)	
Defendants.)	
)	

I have consolidated 4:09CV3144, 4:09CV3146, 4:09CV3147 and 4:09CV3148 for trial. Trial of those cases has been set for January 6, 2014 and a progression order has been entered in those cases on February 5, 2013.

In this case, Judge Zwart has issued a scheduling order calling for a Rule 26 report by February 22, 2013. I am inclined to believe that this case should be consolidated with the others for both discovery and trial, but I want to know the views of the parties before I decide that question. Accordingly,

IT IS ORDERED that:

1. In addition to the matters typically included in a Rule 26 report, the parties in this case shall include a statement in their Rule 26 report as to whether they, or any one of them, consent to consolidation of this case with 4:09CV3144, 4:09CV3146, 4:09CV3147 and 4:09CV3148 for purposes of discovery and trial.
2. The Clerk shall provide a copy of this Order to Judge Zwart.

DATED this 14th day of February, 2013.

BY THE COURT:

Richard G. Kopf

Senior United States District Judge