

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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3 Thomas Thatcher Schemkes, Brian McKenna,)
4 James Hammond, and Gregory Greene,)
5 individually and on behalf of others similarly)
6 situated,)

Case No.: 2:09-cv-1100-GMN-PAL

ORDER

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8 Plaintiffs,)

9 vs.)

10 Presidential Limousine, a Nevada Company; CLS)
11 Nevada, LLC; a Delaware Corporation, doing)
12 business as CLS Transportation Las Vegas; and)
13 Jacob Transportation Services, LLC, a Nevada)
14 Company, doing business as Executive Las)
15 Vegas,)

16 Defendants.)

17 AND RELATED COUNTER PARTIES.)

18 Before the Court is Defendant/Counterclaimant Jacob Transportation Services,
19 LLC’s Motion to Sever Action pursuant to Rule 21 (ECF No. 129). Plaintiffs filed a
20 Response, stating that they do not oppose the Motion to Sever (ECF No. 132).

21 The District Court has within its discretion to “sever any claim against a party.” Fed.
22 R. Civ. P. 21. The three Defendants in this action are separate entities and have no
23 connections with each other. Only two of the four named plaintiffs have worked for
24 Defendant/Counterclaimant Jacob Transportation. For these reasons, the Court finds that it
25 is appropriate to sever the action against Defendant/Counterclaimant Jacob Transportation.

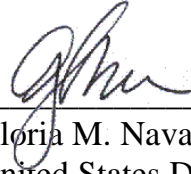
The District Court also has within its discretion to consolidate actions before the
court that involve a common question of law or fact. Fed. R. Civ. P. 42. Another case
before the Nevada District Court, case number 2:09-cv-00466-GMN-RJJ, involves the same

1 parties and common questions of law or fact against Defendant Executive Coach and
2 Carriage. In order to manage its docket and to avoid any further delay in the proceedings of
3 the two actions, the Court sees fit to consolidate these two actions.

4 IT IS HEREBY ORDERED that Defendant/Counterclaimant Jacob Transportation
5 Services, LLC's Motion to Sever Action (ECF No. 129) is **GRANTED**.

6 IT IS FURTHER ORDERED that the newly severed case shall be consolidated with
7 2:09-cv-00466-GMN-RJJ, and that case number 2:09-cv-00466-GMN-RJJ shall serve as the
8 base case.

9 DATED this 4th day of March, 2011.

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13 Gloria M. Navarro
14 United States District Judge
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