

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

JOSEPH VALDEZ,
Plaintiff,

v.

COX COMMUNICATIONS LAS
VEGAS, INC., et al.,
Defendants.

2:09-CV-01797-PMP-RJJ

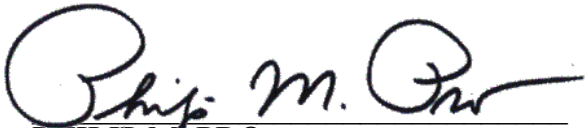
ORDER

IT IS ORDERED that Defendant Sierra Communications Services, Inc.'s Motion for Partial Summary Judgment on Plaintiff's Claim Under the Fair Labor Standards Act (Doc. #213) is hereby GRANTED. However, Plaintiff Joseph Valdez's individual claim under the Fair Labor Standards Act remains pending.

IT IS FURTHER ORDERED that Plaintiff Joseph Valdez's Motion to Sever (Doc. #216) and Remand (Doc. #217) is hereby GRANTED. Plaintiff's second and third causes of action arising under Nevada state law are hereby SEVERED from the Amended Complaint (Doc. #17) and REMANDED to the Eighth Judicial District Court in and for the County of Clark, State of Nevada in Case No. A-09-597433-C.

IT IS FURTHER ORDERED that Defendant Sierra Communications Services, Inc.'s Motion for Judgment on the Pleadings (Doc. #214) is hereby DENIED as moot, without prejudice to renew in the remanded state court proceedings.

DATED: November 22, 2011


PHILIP M. PRO
United States District Judge