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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JONI M. COSTELLO,

Plaintiff,

v.

DEMOCRACY PREP AGASSI CAMPUS,

Defendant.

Case No. 2:17-CV-02490-KJD-GWF

ORDER

Presently before the Court is Plaintiff's Motion to Dismiss (#3). Having read and considered the motion, and good cause lacking, it is denied. The practice of the courts in the District of Nevada, when cases are consolidated – or in a situation like this where they are duplicative – is to close the higher numbered case and retain the first-filed action. Therefore, the Court denies the motion to dismiss. The proper course of action would be to file a motion to consolidate the cases or to file a motion to dismiss in the higher numbered action, 2:17-cv-02491-JAD-VCF.

IT IS SO ORDERED.

DATED this 27TH day of October 2017.



Kent J. Dawson
United States District Judge