

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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MARLON NURSE,

Plaintiff,

-against-

NEW YORK CITY HEALTH AND HOSPITALS
CORPORATION, JACQUELINE PURSER, and JEFF
EGERTON (sued herein as Jeffrey Egerton) as aiders
and abettors,

Defendants.
----- x

**STIPULATION
CONSOLIDATING CASES**

13 CV 115 (WFK)(SMG)

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

----- x
DEASIA DUKES,

Plaintiff,

-against-

NEW YORK CITY HEALTH AND HOSPITALS
CORPORATION, JACQUELINE PURSER, and JEFF
EGERTON (sued herein as Jeffrey Egerton) as aiders
and abettors,

Defendants.
----- x

**STIPULATION
CONSOLIDATING CASES**

13 CV 207 (ILG)(RML)

WHEREAS, plaintiff Marlon Nurse filed a complaint with the Clerk of this Court on January 8, 2013, Docket No. 13 CV 115, naming the "New York City Health and Hospitals Corporation, Jacqueline Purser, and Jeff Egerton (sued herein as Jeffrey Egerton), as aiders and abettors," as defendants (the "Nurse action"); and

WHEREAS, plaintiff Marlon Nurse alleges causes of action against defendants under Title VII, 42 U.S.C. § 1983, and New York State and City Human Rights Laws; and

WHEREAS, plaintiff Deasia Dukes filed a complaint with the Clerk of this Court on January 12, 2013, Docket No. 13 CV 207, naming the "New York City Health and Hospitals Corporation, Jacqueline Purser and Jeff Egerton (sued herein as Jeffrey Egerton), as aiders and abettors," as defendants and these are the same defendants in the Nurse action; and

WHEREAS, plaintiff Deasia Dukes alleges claims against defendants under Title VII, 42 U.S.C. § 1983, and New York State and City Human Rights Laws and these are the same statutes as in the Nurse action; and

WHEREAS, the fact allegations in Civil Action Nos. 13 CV 115 and 13 CV 207 are based on the same alleged acts and omissions by defendants; and

WHEREAS, discovery in Civil Action Nos. 13 CV 115 and 13 CV 207 will involve the same or substantially similar matters; and

WHEREAS, both Civil Action Nos. 13 CV 115 and 13 CV 207 involve common questions of law and fact; and

WHEREAS, a substantial savings of judicial and attorney resources are likely to result from consolidating Civil Action Nos. 13 CV 115 and 13 CV 207; and

WHEREAS, the parties agree that these actions should be consolidated for any and all purposes from the date of this Stipulation; **NOW, THEREFORE,**

IT IS HEREBY STIPULATED AND AGREED, by and between the parties, as represented below, as follows:

1. Civil Action 13 CV 115 and 13 CV 207 currently pending in the United States District Court for the Eastern District of New York be, and they hereby are, consolidated for any and all purposes under Docket No. 13 CV 115.
2. The Clerk is respectfully requested to close Civil Action No. 13 CV 207.

3. Pursuant to the Guidelines for the Division of Business Among District Judges in the Eastern District of New York as it pertains to "related cases," as defined in those guidelines, all proceedings in the consolidated action shall proceed under Civil Action Docket No. 13 CV 115 under the following caption:

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

----- X
MARLON NURSE and DEASIA DUKES,

Plaintiffs,

-against-

13 CV 115 (WFK)(SMG)

NEW YORK CITY HEALTH AND HOSPITALS
CORPORATION, JACQUELINE PURSER, and JEFF
EGERTON (sued herein as Jeffrey Egerton) as aiders
and abettors,

Defendants.
-----X

Dated: New York, New York
April 17, 2013

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By: 
Matthew Brian Weinick

By: 
John S. Schewengerdt
Assistant Corporation Counsel

SO ORDERED:

4/18/13
Date

[Signature]
I Leo Glasser

[Signature]
U.S.D.J.