IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

FRIEDA AARON, *et al.*

Plaintiffs,

v.

ABUBAKAR ATIQ DURRANI, M.D., *et al.*

Defendants.

Case No. 1:13-cv-202

Judge Timothy S. Black

FRIEDA AARON, *et al.*

Plaintiffs,

v.

MEDTRONIC SOFAMOR DANEK, INC., *et al.*

Defendants.

Case No. 1:13-cv-214

Judge Timothy S. Black

ORDER OF CONSOLIDATION

Now before the Court is Plaintiffs' Motion to Consolidate Similar Cases regarding related civil cases: *Aaron et al. v. Durrani et al.*, Case No. 1:13-cv-202 and *Aaron et al. v. Medtronic Sofamor Danek, Inc. et al.*, Case No. 1:13-cv-214.[1]

The Court may order consolidation "[w]hen actions involving a common question of law or fact are pending." Fed. R. Civ. P. 42(a). In determining whether or not to consolidate cases, a court may consider a number of factors related to judicial economy, *see Carpenter v. GAF Corp.*, Nos. 90-3460, 90-3461, 1994 WL 47781, at *1 (6th Cir. Feb. 15, 1994) (*per curiam*), and a court shall consider the following factors when ruling

[1] *See* Doc. 45 in Case No. 1:13-cv-202 and Doc. 33 in Case No. 1:13-cv-214.

to consolidate: "whether the specific risks of prejudice and possible confusion [are] overborne by the risk of inconsistent adjudications of common factual and legal issues, the burden on parties, witnesses, and available judicial resources posted by multiple lawsuits, the length of time required to conclude multiple suits as against a single one, and the relative expense to all concerned of the single-trial, multiple-trial alternatives." *Contrell v. GAF Corp.* 999 F.2d 1007, 1011 (6th Cir. 1993).

Defendants having indicated that they do not oppose this motion, the Court finds consolidation appropriate.

ACCORDINGLY, IT IS HEREBY ORDERED THAT:

1. Plaintiffs' motions to consolidate (Doc. 45 in 1:13-cv-202 and Doc. 33 in 1:13-cv-214) are **GRANTED**;

2. These two cases are **CONSOLIDATED** for all purposes under the **LOWER DOCKET NUMBER**, 1:13-cv-202; and

3. **ALL FUTURE FILINGS** shall be made in Consolidated Case No. 1:13-cv-202.

IT IS SO ORDERED.

Date: 8/5/13

Timothy S. Black
United States District Judge