
IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

NELDON JOHNSON and GLENDA
JOHNSON,

Plaintiffs,

v.

UNITED STATES OF AMERICA,

Defendant.

ORDER GRANTING MOTION TO
CONSOLIDATE CASES

Case No. 2:15-cv-742-JNP-PMW

Judge Jill N. Parrish
Magistrate Judge Paul M. Warner

Before the court is the United States of America’s motion to consolidate the following cases pursuant to Federal Rule of Civil Procedure 42(a) and DUCivR 42-1: Johnson v. United States, No. 2:15-cv-742-JNP-PMW (filed Oct. 19, 2015); Johnson v. United States, No. 2:16-cv-80-RJS-EJF (filed Feb. 1, 2016); and Johnson v. USA, No. 2:16-cv-81-CW-EJF (filed Feb. 1, 2016). The court also notes that an additional case—Johnson v. USA, No. 2:16-cv-203-CW-EJF (filed Mar. 14, 2016)—involves the same issues of fact and law as the other cases identified in the United States’ motion.

Under Rule 42(a), the court may consolidate actions that “involve a common question of law or fact.” Fed. R. Civ. P. 42(a). Similarly, DUCivR 42-1 provides that consolidation is appropriate if the cases “arise from substantially the same transaction or event; . . . involve substantially the same parties; . . . call for determination of substantially the same questions of law; or . . . would entail substantial duplication of labor or unnecessary court costs or delay if heard by different judges.”

Plaintiffs have not filed any opposition to the United States’ motion to consolidate. On this basis alone, the court may grant the United States’ motion. *See* DUCivR 7-1(d).

Furthermore, upon reviewing the United States' motion, the court concludes that consolidation will save considerable time, money, and judicial resources because all four of these cases involve common issues of fact and law and involve the same parties.

Accordingly, the court directs the Clerk to consolidate the following cases with this action:

- Johnson v. United States, No. 2:16-cv-80-RJS-EJF (filed Feb. 1, 2016);
- Johnson v. USA, No. 2:16-cv-81-CW-EJF (filed Feb. 1, 2016); and
- Johnson v. USA, No. 2:16-cv-203-CW-EJF.

DATED this 18th day of April, 2016.



Jill N. Parrish
United States District Court Judge