

Jaren Wieland, ISB No. 8265
Steve Wieland, ISB No. 8282
MOONEY WIELAND PLLC
802 W. Bannock St., Ste 500
Boise, ID 83702
t: 208.401.9219
f: 208.401.9218
jaren.wieland.service@mooneywieland.com
steven.wieland.service@mooneywieland.com

Brandon Wise (*pro hac vice*)
PEIFFER WOLF CARR KANE & CONWAY
818 Lafayette Avenue, Floor 2
St. Louis, MO 63104
t: 314.833.4826
f: 217.666.7776
bwise@pwcklegal.com

Gary M. Klinger (*pro hac vice*)
MASON LIETZ & KLINGER LLP
227 W. Monroe Street, Suite 2100
Chicago, IL 60606
t: 202.975.0477
f: 202.429.2294
gklinger@masonllp.com

Counsel for Plaintiff

SIXTH JUDICIAL DISTRICT, STATE OF IDAHO
BANNOCK COUNTY

Kyle Nelson, individually and on behalf all
other similarly situated,

Plaintiff,

vs.

Idaho Central Credit Union,

Defendant.

Case No. CV03-20-00831
CV03-20-03221

Order Granting Stipulated Motion to
Consolidate Cases

This matter is before the Court pursuant to the Stipulated Motion to Consolidate Cases, which was filed on November 11, 2020. At this stage, there are two separate actions, CV03-20-00831 (the “Nelson Action”) and CV03-20-03221 (the “Lewis Action”), pending involving the same Defendant, Idaho Central Credit Union.

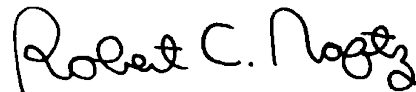
The Court finds that the Nelson Action and Lewis Action have common questions of law and involve the same nucleus of operative facts. Pursuant to Idaho Rule of Civil Procedure 42(a) the Court may consolidate actions involving a common question of law or fact to avoid unnecessary costs or delay. Such consolidation is appropriate in this instance, and the motion to consolidate should, therefore, be granted.

Accordingly, it is now ordered, adjudged, and decreed:

1. The parties’ Stipulated Motion to Consolidate Cases is **GRANTED**.
2. The Clerk is directed to consolidate CV03-20-00831 and CV03-20-03221 for all further proceedings.
3. This action shall proceed under the lead case of CV03-20-00831, and all future pleadings shall be filed in that case. Case CV03-20-03221 is administratively closed.
4. The Clerk is directed to re-file in the lead case any motions that are currently pending in CV03-20-03221 as well as corresponding responses thereto.

November 18, 2020.

Dated



Honorable Judge Robert C. Naftz

CLERK'S CERTIFICATE OF SERVICE

Signed: 11/18/2020 02:37 PM

I certify that on _____, I caused a true and correct copy of the foregoing to be served electronically on the following parties or counsel via the Idaho iCourt E-File system at the service addresses set forth below.

<p>Kenneth C. Howell Andrea J. Rosholt HAWLEY TROXELL ENNIS & HAWLEY LLP 877 Main Street, Suite 1000 P.O. Box 617 Boise, ID 83701-1617 khowell@hawleytroxell.com arosholt@hawleytroxell.com</p> <p><i>Counsel for Defendant Idaho Central Credit Union</i></p>	<p>Claudia McCarron (<i>pro hac vice</i>) James Monagle (<i>pro hac vice</i>) MULLEN COUGHLIN LLC 1275 Drummers Lane, Suite 302 Wayne, PA 19087 cmccarron@mullen.law jmonagle@mullen.law</p> <p><i>Counsel for Defendant Idaho Central Credit Union</i></p>
<p>Ben Schwartzman ANDERSON SCHWARTZMAN PLLC 800 W. Main St. Suite 1460 Boise, Idaho 83702 ben@ansclegal.com</p> <p><i>Counsel for Plaintiffs Christie Lewis and Michael Lewis</i></p>	<p>Gary M. Klinger (<i>pro hac vice</i>) MASON LIETZ & KLINGER LLP 227 W. Monroe Street, Suite 2100 Chicago, IL 60606 gklinger@masonllp.com</p> <p><i>Counsel for Plaintiff Kyle Nelson</i></p>
<p>Brandon Wise (<i>pro hac vice</i>) PEIFFER WOLF CARR KANE & CONWAY 818 Lafayette Avenue, Floor 2 St. Louis, MO 63104 bwise@pwcklegal.com</p> <p><i>Counsel for Plaintiff Kyle Nelson</i></p>	<p>Steve Wieland, ISB No. 8282 Jaren Wieland, ISB No. 8265 MOONEY WIELAND PLLC 802 W. Bannock St., Ste 500 Boise, ID 83702 steven.wieland.service@mooneywieland.com jaren.wieland.service@mooneywieland.com</p> <p><i>Counsel for Plaintiff Kyle Nelson</i></p>



Deputy Clerk