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CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. MARIO DIAZ, JR. et al., Defendants.	Case No. CR-S-07-0248 EJG NOTICE OF RELATED CASES AND ORDER REASSIGNING THIS CRIMINAL MATTER

The United States of America, through its undersigned counsel, hereby notices the Court and the Clerk of the Court that the above-captioned case is related to wiretaps authorized by the Honorable William B. Shubb in sealed Case No. 07-SW-0070 WBS.

The matters are related within the meaning of Eastern District of California Local Rule 83-123 and pursuant to the Clerk of the Court's April 3, 1996, Memorandum entitled "Procedures for Handling Wiretaps." In particular, the Indictment in Case No. CR-S-07-0248 EJG charges Mario DIAZ, Jr. and a large number of defendants with a large-scale conspiracy to distribute and possess with intent to distribute marijuana, MDMA, methamphetamine, and cocaine. A large portion of the evidence in Case No. CR-S-07-0248 EJG arises from wiretaps authorized by the Honorable William B. Shubb in sealed Case

No. 07-SW-0070 WBS. The two matters are therefore related within the meaning of Local Rule within the meaning of Local Rule 83-123(a)(4) because the nucleus of facts underlying the Indictment in Case No. CR-S-07-0248 EJG arise, in large part, from evidence gathered from wiretaps authorized under Case No. 07-SW-0070 WBS. In addition, the matters are related because there would be a substantial duplication of labor if the actions were heard by different Judges. Further, the discovery to be produced in the indicted case will require unsealing and protective discovery orders to be issued by Judge Shubb in Case No. 07-SW-0070 WBS.

For these reasons, the United States respectfully requests that this Honorable Court (1) relate the criminal Indictment in Case No. CR-S-07-248 EJG to the wiretaps in sealed Case No. 07-SW-0070 WBS and (2) pursuant to Local Rule 83-123(c) and the Clerk of the Court's April 3, 1996, Memorandum entitled "Procedures for Handling Wiretaps," order the Clerk's Office to reassign the Indictment in Case No. CR-S-07-0248 EJG to the Honorable William B. Shubb.

Respectfully submitted,
McGREGOR W. SCOTT
United States Attorney

Dated: July 18, 2007

By: /s/ Jason Hitt
JASON HITT
Assistant U.S. Attorney

ORDER

For the reasons set forth in the Notice of Related Cases filed by counsel for the plaintiff United States of America, the Court finds that Criminal Case No. CR-S-07-0248 EJG is related to the wiretaps in sealed Case No. 07-SW-0070 WBS within the meaning of Local Rule 83-123(a)(4) and the Clerk of the Court's April 3, 1996, Memorandum entitled "Procedures for Handling Wiretaps."

Based upon this finding, **IT IS HEREBY ORDERED** that:

(1) The Clerk of the Court shall REASSIGN Case No. 07-0248 EJG to the Honorable William B. Shubb;

(2) The status conference in Case No. 07-0248 EJG presently set for August 3, 2007, at 10:00 a.m. is VACATED.

IT IS SO ORDERED.

DATED: 7/23/07

EDWARD J. GARCIA
UNITED STATES DISTRICT JUDGE