

JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

VICTORIA RUGGERI on behalf of
herself and others similarly situated,

Plaintiff,

v.

PANDA RESTAURANT GROUP,
INC.,

Defendant.

Case No. 2:24-cv-03854

ORDER CONSOLIDATING
RELATED ACTIONS

EMILY FLESSAS, on behalf
of herself individually and on
behalf of all others similarly
situated,

Plaintiffs,

v.

PANDA RESTAURANT GROUP,
INC.,

Defendant.

Case No. 2:24-cv-03867

1 MATTHEW KLEPPER,
2 individually and on behalf of all
3 others similarly situated,
4
5 Plaintiffs,

6 v.

7 PANDA RESTAURANT GROUP,
8 INC.,
9 Defendant.

Case No. 2:24-cv-03907

10 STEVEN JACKSON, individually
11 and on behalf of all others similarly
12 situated,

13 Plaintiff,

14 v.

15 PANDA RESTAURANT GROUP,
16 INC.,
17 Defendant.

Case No. 2:24-cv-03928

18
19 ELIZABETH A. JIMENEZ,
20 individually and on behalf of all
21 others similarly situated,

22 Plaintiff,

23 v.

24 PANDA RESTAURANT GROUP,
25 INC.,
26 Defendant.

Case No. 2:24-cv-03946

STEPHANIE SARFO, individually
and on
behalf of all others similarly situated,

Plaintiff,

v.

PANDA RESTAURANT GROUP,
INC.,

Defendant.

Case No. 2:24-cv-03953

SILAS DAVIS, on behalf of himself
and all others similarly situated,

Plaintiff,

v.

PANDA RESTAURANT GROUP,
INC.,

Defendant.

Case No. 2:24-cv-03984

JOSHUA OLUWALOWO ,on
behalf of himself and all others
similarly situated,

Plaintiff,

v.

PANDA RESTAURANT GROUP,
INC.; PANDA EXPRESS, INC.

Defendants.

Case No. 2:24-cv-04035

1 The Court has reviewed the parties’ Stipulation Consolidating Related
2 Actions. Good cause appearing, the Court hereby orders as follows:

3 **IT IS HEREBY ORDERED THAT:**

4 1. The *Ruggeri, Flessas, Klepper, Jackson, Jimenez, Sarfo, Davis*, and
5 *Oluwalowo* actions currently pending in the Central District shall be consolidated
6 for pre-trial purposes pursuant to Federal Rule of Civil Procedure 42(a) before the
7 Honorable Judge Stephen V. Wilson (hereafter the “Consolidated Action”) and
8 pursuant to the procedure set forth in Paragraph 5 below.

9 2. All papers filed in the Consolidated Action shall be filed under Case
10 No. 2:24-cv-03854, the number assigned to the first-filed case, and shall bear the
11 following caption:

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA

14 *IN RE: PANDA RESTAURANT*
15 *DATA BREACH LITIGATION*

16 Master File No. 2:24-cv-03854

17 This Document Relates To:
18
19
20
21

22 3. The case file for the Consolidated Action will be maintained under
23 Master File No. 2:24-cv-03854. (the “Master File”). When a pleading is intended
24 to apply to all actions to which this Order applies, the words “All Actions” shall
25
26
27
28

1 appear immediately after the words “This Document Relates To:” in the caption
2 above.

3 4. When a pleading is not intended to apply to all actions, the docket
4 number for the individual action to which the paper is intended to apply and the
5 last name of the first named plaintiff in said action shall appear immediately after
6 the words, “This Document Relates To:” in the caption identified above, for
7 example, “2:24-cv-03854 (Flessas).”
8
9

10 5. Any action subsequently filed, transferred, or removed to this Court
11 that arises out of the same or similar operative facts as the Consolidated Action
12 may, if appropriate, be consolidated with the Consolidated Action for pre-trial
13 purposes pursuant to the procedure set forth below. In the event such an action is
14 subsequently filed, transferred, or removed to this Court:
15
16

17 a. The parties in the Consolidated Action that contend a subsequently
18 filed or transferred action should be related and/or consolidated shall file a Notice
19 of Related Cases pursuant to C.D. Cal. Civ. L.R. 83-1.3.1 and shall indicate
20 whether the new case might properly be consolidated with the Consolidated
21 Action.
22

23 b. Plaintiffs’ counsel in the Consolidated Action shall promptly email a
24 copy of this Order to counsel for the plaintiff(s) in each subsequently filed or
25 transferred related actions, to counsel of record for Panda, and to counsel for any
26
27
28

1 defendants in each such action not already a party to any action previously
2 consolidated.

3 c. Promptly thereafter, upon notice to counsel for the parties in each
4 such action, counsel for the party(ies) in the Consolidated Actions seeking relation
5 and/or consolidation of the subsequently filed or transferred action shall submit to
6 the Court a proposed order relating and/or consolidating any such action.
7

8 d. Any party objecting to the relation and/or consolidation of such a
9 subsequently filed or transferred action shall, within 14 days after the date upon
10 which such a copy of this Order is emailed by Plaintiffs' counsel in the
11 Consolidated Action to counsel for such party, file and serve an objection to the
12 proposed relation and/or consolidation, and any party seeking relation and/or
13 consolidation may file and serve a response to the objection within seven (7) days
14 thereafter.
15
16
17

18 e. If the Court determines that the cases shall be related and/or
19 consolidated, the clerk shall make an appropriate entry in the Master File docket
20 and in any other applicable dockets
21

22 6. The Clerk shall mail a copy of this Order to counsel of record in the
23 Consolidated Action.
24
25
26
27
28

1 7. The Court requests the assistance of counsel in calling to the attention
2 of the Clerk of this Court the filing or transfer of any case that might properly be
3 consolidated as part of the Consolidated Action.
4

5 8. When a case that arises out of the same subject matter of the
6 Consolidated Action is hereinafter filed in this Court or transferred from another
7 court, the Clerk of this court shall:
8

9 a. File a copy of this Order in the separate file for such action;

10 b. Mail a copy of this Order to the attorneys for the plaintiff(s) in the
11 newly-filed or transferred case and to any new defendant(s) in the newly-filed or
12 transferred case; and
13

14 c. Make the appropriate entry in the Docket for the Consolidated Action.
15

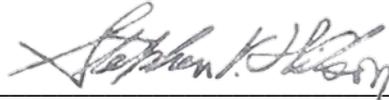
16 9. Each new case that arises out of the subject matter of the Consolidated
17 Action which is filed in this Court or transferred to this Court, shall be
18 consolidated with the Consolidated Action and this Order shall apply thereto,
19 unless a party objects to consolidation, as provided for herein, or any provision of
20 this Order, within ten (10) days after the date upon which a copy of this Order is
21 served on counsel for such party, by filing an application for relief, and this Court
22 deems it appropriate to grant such application. Nothing in the foregoing shall be
23 construed as a waiver of the defendants' right to object to consolidation of any
24 subsequently-filed or transferred related action.
25
26
27
28

1 10. Plaintiffs shall file a Consolidated Complaint no later than thirty (30)
2 days following entry of an order approving this stipulation; and

3 11. Defendant shall file responsive pleadings no later than thirty (30) days
4 following the filing of the Consolidated Complaint.
5

6 12. All current deadlines set in the *Flessas, Klepper, Jackson, Jimenez,*
7 *Sarfo, Davis, and Oluwalowo* actions are vacated.
8

9
10 **IT IS SO ORDERED** on this 14th day of June, 2024.

11 

12 _____
13 **HON. STEPHEN V. WILSON**
14 **UNITED STATES DISTRICT JUDGE**