

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

KELLY BRENDE,)
)
 Plaintiff,)
)
 v.)
)
 RELIANCE STANDARD LIFE)
 INSURANCE COMPANY,)
)
 Defendant.)

Case No. 19-2042-CM-KGG

MEMORANDUM AND ORDER

This case was filed on January 25, 2019. Plaintiff did not mark on the Civil Cover Sheet that this case was related to another case, but it has come to the court’s attention that this case is, indeed, related to a previously-filed case, *Kelly Dean Brende v. Reliance Standard Life Insurance Company*, 15-9711-JAR. In 15-9711-JAR, plaintiff filed a status report on February 9, 2019, indicating that plaintiff had filed the instant case, which alleges that defendant acted unlawfully in its administration of plaintiff’s claim on remand from Case No. 15-9711-JAR. Plaintiff also indicated that “Plaintiff mistakenly did not notate on the civil cover sheet the existence of this action.”

In light of these facts, the court ordered plaintiff to show cause why the instant case should not be consolidated with 15-9711-JAR and transferred to Judge Robinson. Plaintiff responded to the court’s order and filed a corresponding Motion to Consolidate and Set New Deadlines (Doc. 11). Both plaintiff and defendant agree that consolidation of the cases and transfer to Judge Robinson is appropriate and warranted under the circumstances. The court agrees, and grants plaintiff’s motion for the reasons stated therein.

Plaintiff also requests new pretrial deadlines. Because this case will be transferred to Judge Robinson, the court will leave it to Judge Robinson whether to have the case reassigned to Judge James (the original magistrate judge on Judge Robinson's case) as magistrate judge for scheduling and pretrial management. The parties should contact Judge Robinson's chambers within a week of receiving this order for guidance on scheduling.

IT IS THEREFORE ORDERED that plaintiff's Motion to Consolidate and Set New Deadlines (Doc. 11) is granted. This case shall be transferred to Judge Robinson and consolidated with Case No. 15-9711-JAR.

Dated this 23rd day of April, 2019, at Kansas City, Kansas.

s/ Carlos Murguia
CARLOS MURGUIA
United States District Judge