

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

PHILIP A. MURPHY, JR., ET AL.,	)	
	)	
Plaintiffs,	)	
	)	
VS.	)	CIVIL ACTION NO.
	)	
	)	3:09-CV-2262-G
VERIZON COMMUNICATIONS, INC.,	)	
ET AL.,	)	
	)	
Defendants	)	
<hr/>	)	
SUPERMEDIA, INC., ET AL.,	)	
	)	
Plaintiffs,	)	
	)	
VS.	)	CONSOLIDATED WITH
	)	
	)	3:12-CV-2034-G
CAROL FOY, ET AL.,	)	
	)	
Defendants	)	

**ORDER**

On July 10, 2012, the court consolidated these two cases (docket entry 121 in 3:09-CV-2262-G and docket entry 8 in 3:12-CV-2034-G). As a justification for consolidation, the court stated that “[i]t appears to the court that these two cases

arise out of a common nucleus of facts[,]” and that it would be “[i]n the interest of judicial economy and efficiency” to consolidate them.

Upon further reflection, the court believes that these cases should not have been consolidated. While they do arise out of a common nucleus of facts, they are at very different procedural stages. In 3:09-CV-2262-G, discovery has closed and there are pending motions for summary judgment. In contrast, in 3:12-CV-2034-G, the parties are still in the earliest stages of pleading.

As a result, the court’s order consolidating these two cases (3:09-CV-2262-G, docket entry 121 and 3:12-CV-2034-G, docket entry 8) is **VACATED**. All future pleadings and papers shall henceforth be filed under the civil number to which they relate.

**SO ORDERED.**

August 3, 2012.

  
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A. JOE FISH  
Senior United States District Judge