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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

SUZANNE YORGENSEN)	Case No. CV-04-613-E-LMB
)	
Plaintiff,)	MOTION TO CONSOLIDATE
)	F.R.C.P. 42
v.)	
)	
HOLLYWOOD ENTERTAINMENT)	
CORPORATION, dba HOLLYWOOD)	
VIDEO,)	
)	
Defendant.)	
_____)	

Plaintiff Suzanne Yorgensen does hereby move this court to consolidate U.S. District Court Case Nos. CV 04-613-E-LMB and CV 04-478-E-LMB as follows:

I.

The case of Equal Employment Opportunity Commission v. Hollywood Entertainment Corporation was filed by the Equal Employment Opportunity Commission on September 21, 2004, in the United States District Court for the District of Idaho, as Docket No. CV 04-478-E-LMB. This

case was brought under Title I of the Americans with Disabilities Act, 42 U.S.C. section 12101 *et seq.* and Title I of the Civil Rights Act of 1991.

II.

The case of Suzanne Yorgenson v. Hollywood Entertainment Corporation was filed on May 13, 2004, in the District Court of Bonneville County, Idaho under the Idaho Human Rights Act, Idaho Code section 67-5901. On December 9, 2004 defendant Hollywood Entertainment Corporation removed the case to the United States District Court for the District of Idaho where it was given Docket No. CIV.04-613-E-LMB.

III.

Both cases have been assigned to the Honorable Larry M. Boyle, U.S. Magistrate Judge.

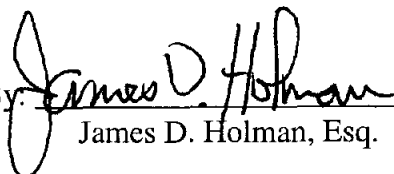
IV.

The parties, witnesses, issues of fact and issues of law are identical in each case, and each case arises out of the same set of circumstances. Counsel for defendant Hollywood Entertainment Corporation is the same in each case. James D. Holman, counsel for plaintiff in case number CIV 04-613-E-LMB has moved for leave to intervene in case number CV 04-478-E-LMB. Counsel for plaintiff will thus be the same in each case. Joinder of the cases for trial is practicable in accordance with F.R.C.P. 42 and is in the interest of judicial economy.

WHEREFORE, plaintiff Suzanne Yorgensen moves the court for its order consolidating these cases for purposes of trial.

DATED this 11 day of March, 2005.

THOMSEN STEPHENS LAW OFFICES, PLLC

By: 
James D. Holman, Esq.

CERTIFICATE OF SERVICE

I hereby certify that I am a duly licensed attorney in the State of Idaho, resident of and with my office in Idaho Falls, Idaho; that on the 11 day of March, 2005, I caused a true and correct copy of the foregoing **MOTION TO CONSOLIDATE** to be served upon the following persons at the addresses below their names either by depositing said document in the United States mail with the correct postage thereon or by hand delivering or by transmitting by facsimile as set forth below.

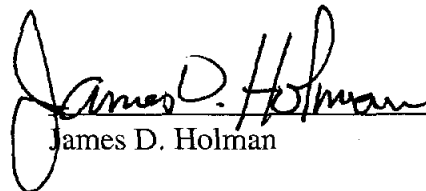
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