

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

\_\_\_\_\_  
MICHAEL ELBERY, Pro Se )  
Plaintiff, )

v. )

BRADFORD LOUISON, )  
Defendant. )

) CIVIL ACTION NO. 98-10438-PBS

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MICHAEL ELBERY, Pro Se )  
Plaintiff, )

v. )

DENNIS KLUG, et al., )  
Defendants. )

) CIVIL ACTION NO. 98-12468-PBS

ORDER

July 28, 2000

Saris, U.S.D.J.

On May 16, 2000, Michael Elbery filed a motion to consolidate his cases with Elbery v. Sklut, Civil Action No. 97-11743-MLW. No opposition has been filed. After reviewing all three complaints, I order Elbery v. Louison, Civil Action No. 98-10438-PBS and Elbery v. Klug, Civil Action No. 98-12468-PBS to be consolidated. The three actions arise out of an alleged unlawful arrest following a fire at E-Z Mini Storage and an alleged conspiracy to cover up afterwards. While the alleged co-conspirators in each action are not identical, the primary defendants are the Shrewsbury police officers.

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I do not, however, consolidate Elbery v. Hester, Civil Action No. 97-11047-PBS because these allegations arose out of an alleged arrest for intimidation of a witness as a result of a bar brawl.

Accordingly, in the interest of justice, I consolidate and transfer the two cases to Judge Wolf because he has the first filed case. See L.R. 40.1(h).

  
PATTI B. SARIS  
United States District Judge