



**TERRY NAFISI**

District Court Executive  
and Clerk of Court

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**  
312 North Spring Street, Room G-8  
Los Angeles, CA 90012  
Tel: (213) 894-3535

**SOUTHERN DIVISION**  
411 West Fourth Street, Suite 1053  
Santa Ana, CA 92701-4516  
(714) 338-4570

**EASTERN DIVISION**  
3470 Twelfth Street, Room 134  
Riverside, CA 92501  
(951) 328-4450

**FILED**  
**Oct 12, 2011**  
CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

October 7, 2011

Judicial Panel on Multidistrict Litigation  
One Columbus Circle, N.E.  
Federal Judiciary Building, Room G-255  
Washington, D.C. 20002

**Re: MDL 2274 In Re: CITIMORTGAGE, INC, HOME AFFORDABLE**  
District Court Case Number: CV11- 8322 DSF (PLAx)  
Case Title: BALBIR SINGH -VS- CITIMORTGAGE, INC.

Dear Clerk of the Panel:

Please be advised the above-mentioned case:

- was transferred to the U.S. District Court \_\_\_\_\_ District of \_\_\_\_\_.  
(A copy of the certified conditional transfer order and MDL Transfer-Out Letter are enclosed.)
- this district has requested the U.S. District Court Eastern District of California to transfer their case number 2:11-CV-00793. We assigned the above referenced case number to this file. (Copy of the conditional transfer order and MDL Trasfer-In letter are enclosed.)
- was remanded to the U.S. District Court \_\_\_\_\_ District of \_\_\_\_\_.  
(Copy of the conditional transfer order and MDL Trasfer-Out letter are enclosed.)
- was closed on \_\_\_\_\_. (Copy of the closing order is enclosed.)
- was filed in this Court on \_\_\_\_\_ and may be a possible tag-along action. (Copy of the complaint and docket sheet are enclosed.)

Should you need an further information, please do not hesitate to contact us.

Sincerely,

Clerk, U.S. District Court

By: SBOURGEO  
Deputy Clerk

Enclosures as stated



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October 7, 2011

Clerk, United States District Court  
Eastern District of California

**Re: MDL 2274** In Re: **CITIMORTGAGE, INC, HOME AFFORDABLE**

Transfer of your Civil Case No. 2:11-CV-00793

Case Title: **BALBIR SINGH -VS- CITIMORTGAGE, INC.**

Dear Sir/Madam:

An order having been made by the Judicial Panel on Multi-district Litigation transferring the above-numbered case to this district and assigning Judge Dale S. Fischer to preside over this litigation, we are transmitting herewith a certified copy of the conditional transfer order from the MDL Panel. We have assigned the following case number to this case: **CV11- 8322 DSF (PLAx)**  
Please include reference to this case number when the case file is sent to this district.

Please electronically send the case file to MDL Clerk @cacd.uscourts.gov.  
We would appreciate receiving the case file as soon as possible. Thank you for your cooperation.

Very truly yours,

Clerk, U.S. District Court

SBOURGEO

By: \_\_\_\_\_

Deputy Clerk

cc: All counsel on the attorney service list.  
Clerk, MDL Panel

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

**NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY**

This case has been assigned to District Judge Dale S. Fischer and the assigned discovery Magistrate Judge is Paul Abrams.

The case number on all documents filed with the Court should read as follows:

**CV11- 8322 DSF (PLAx)**

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

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**NOTICE TO COUNSEL**

*A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).*

Subsequent documents must be filed at the following location:

**Western Division**  
312 N. Spring St., Rm. G-8  
Los Angeles, CA 90012

**Southern Division**  
411 West Fourth St., Rm. 1-053  
Santa Ana, CA 92701-4516

**Eastern Division**  
3470 Twelfth St., Rm. 134  
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

<p><b>FILED</b>  <b>CLERK, U.S. DISTRICT COURT</b></p> <div style="border: 1px solid black; padding: 10px; width: 80%; margin: 0 auto;"> <p><b>10-07-11</b></p> </div> <p><b>CENTRAL DISTRICT OF CALIFORNIA</b></p> <p>BY: SB _____ DEPUTY</p>
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**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**IN RE: CITIMORTGAGE, INC., HOME AFFORDABLE  
MODIFICATION PROGRAM (HAMP) CONTRACT  
LITIGATION**

2:11-cv-08322-DSF -PLA

Balbir Singh v. CitiMortgage, Inc.

**TRANSFER ORDER**

MDL No. 2274

DSF - PLA

**Before the Panel:**\* Pursuant to 28 U.S.C. § 1407, defendant CitiMortgage, Inc. (Citi) moves to centralize this litigation in the Northern District of Illinois or the Eastern District of Missouri. This litigation currently consists of eight actions pending in six districts, as listed on Schedule A.<sup>1</sup> All responding parties agree that centralization is appropriate, but suggest centralization in the District of Massachusetts, the Central District of California, or the Eastern District of California. Citi considers the Central District of California the most appropriate transferee district if the Panel does not centralize these actions in a geographically central jurisdiction.

On the basis of the papers filed and hearing session held, we find that these actions involve common questions of fact, and that centralization in the Central District of California will serve the convenience of the parties and witnesses and promote the just and efficient conduct of this litigation. These actions share factual questions arising out of allegations that Citi regularly fails to comply with the terms of the Home Affordable Modification Program (HAMP) and has breached contracts with the plaintiffs by failing to permanently modify plaintiffs' mortgages under HAMP. Centralization will eliminate duplicative discovery; prevent inconsistent pretrial rulings, including with respect to class certification; and conserve the resources of the parties, their counsel, and the judiciary. Centralization is also consistent with our decision in *In re Bank of Am. Home Affordable Modification Program (HAMP) Contract Litig.*, 746 F. Supp. 2d 1359 (J.P.M.L. 2010).

We are persuaded that the Central District of California is the most appropriate transferee district. Four first-filed actions have been consolidated and are proceeding in that district before Judge Dale S. Fischer, an experienced transferee judge who is not currently presiding over an MDL. Moreover, defendant and some plaintiffs support centralization in this district.

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\* Judge W. Royal Furgeson, Jr. took no part in the decision of this matter.

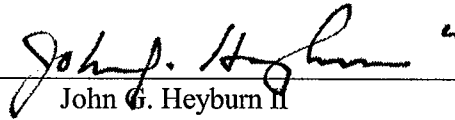
<sup>1</sup> Two additional actions pending in the Southern District of Iowa and the Southern District of New York were originally included on the motion for centralization, but have since been dismissed.

<p>I hereby attest and certify on <u>10-07-11</u>  that the foregoing document is full, true  and correct copy of the original on file in  my office, and in my legal custody.</p> <p>CLERK U.S. DISTRICT COURT  CENTRAL DISTRICT OF CALIFORNIA</p> <p style="text-align: center;"><i>Shirley D. ...</i>  _____</p> <p>DEPUTY CLERK</p>
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IT IS THEREFORE ORDERED that pursuant to 28 U.S.C. § 1407, the actions listed on Schedule A and pending outside the Central District of California are transferred to the Central District of California and, with the consent of that court, assigned to the Honorable Dale S. Fischer for coordinated or consolidated pretrial proceedings with the action pending there and listed on Schedule A.

PANEL ON MULTIDISTRICT LITIGATION



A handwritten signature in cursive script, reading "John G. Heyburn II", is written above a horizontal line.

John G. Heyburn II  
Chairman

Kathryn H. Vratil  
Barbara S. Jones  
Marjorie O. Rendell

Frank C. Damrell, Jr.  
Paul J. Barbadoro

**IN RE: CITIMORTGAGE, INC., HOME AFFORDABLE  
MODIFICATION PROGRAM (HAMP) CONTRACT  
LITIGATION**

MDL No. 2274

**SCHEDULE A**

Central District of California

Beverly King, et al. v. CitiMortgage, Inc., C.A. No. 2:10-03792

Eastern District of California

Balbir Singh v. CitiMortgage, Inc., C.A. No. 2:11-00793 - 11-cv-8322 DSF (PLA<sub>x</sub>)<sup>o</sup>

Northern District of Illinois

Leslie Barry, et al. v. CitiMortgage, Inc., C.A. No. 1:11-02918 - 11-cv-8323 DSF (PLA<sub>x</sub>)<sup>o</sup>

District of Massachusetts

Davidson Calfee, et al. v. CitiMortgage, Inc., C.A. No. 1:10-12051 - 11-cv-8324 DSF (PLA<sub>x</sub>)<sup>o</sup>

District of New Jersey

Juan Silva, et al. v. CitiMortgage, Inc., C.A. No. 2:11-01432 - 11-cv-8325 DSF (PLA<sub>x</sub>)<sup>o</sup>

Jo Ann Gastineau v. CitiMortgage, Inc., C.A. No. 3:11-02773 - 11-cv-8324 DSF (PLA<sub>x</sub>)<sup>o</sup>

Eastern District of Pennsylvania

William T. Whiting v. CitiMortgage, Inc., C.A. No. 2:11-02318 - 11-cv-8327 DSF (PLA<sub>x</sub>)<sup>o</sup>

David G. Derosa, et al. v. CitiMortgage, Inc., C.A. No. 2:11-02914 11-cv-8328 DSF (PLA<sub>x</sub>)<sup>o</sup>