## UNITED STATES JUDICIAL PANEL on MULTIDISTRICT LITIGATION

FILED

Dec 18, 2015

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

IN RE: VOLKSWAGEN "CLEAN DIESEL" MARKETING, SALES PRACTICES, AND PRODUCTS LIABILITY LITIGATION

MDL No. 2672

(SEE ATTACHED SCHEDULE)

## **CONDITIONAL TRANSFER ORDER (CTO -3)**

On December 8, 2015, the Panel transferred 56 civil action(s) to the United States District Court for the Northern District of California for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See \_\_F.Supp.3d\_\_ (J.P.M.L. 2015). Since that time, no additional action(s) have been transferred to the Northern District of California. With the consent of that court, all such actions have been assigned to the Honorable Charles R. Breyer.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Northern District of California and assigned to Judge Breyer.

Pursuant to Rule 7.1 of the <u>Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation</u>, the action(s) on the attached schedule are transferred under 28 U.S.C. § 1407 to the Northern District of California for the reasons stated in the order of December 8, 2015, and, with the consent of that court, assigned to the Honorable Charles R. Breyer.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Northern District of California. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7—day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is pending at this time, the stay is lifted.

Dec 18, 2015

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:

Jeffery N. Lüthi Clerk of the Panel

I hereby certify that the annexed instrument is a true and correct copy of the original on file in my office.

ATTEST: SUSAN Y. SOONG Clerk, U.S. District Court Northern District of Californi

Date: 12/18/2015

MDL No. 2672

## SCHEDULE CTO-3 - TAG-ALONG ACTIONS

<b>DIST</b>	DIV.	<u>C.A.NO.</u>	CASE CAPTION				
CALIFORNIA EASTERN							
CAE	2	15-02028	Tanghetti, et al v. Volkswagen Group of America, Inc.,				
CAE	2	15-02062	et al., (TEMP) Winternitz v. Volkswagon Group of America,				
CAE	2	15-02147	Inc. Berry v. Volkswagen Group of America, Inc., et al.				
CAE	2	15-02169	Mask v. Volkswagen Group of America, Inc., et al.				
CAE	2	15 02107 15-02254	Heryford v. Volkswagen of America, Inc. et al  Heryford v. Volkswagen of America, Inc. Vacated 12/11/15				
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CALIFORNIA SOUTHERN							
CAS	3	15-02327	Sacks v. Volkswagen Group of America, Inc. et al				
CAS	3	15-02367	Hoag et al v. Volkswagen AG et al				
CAS	3	15-02431	Collins v. Volkswagen Group of America, Inc.				
CAS	3	15-02600	Beope v. Volkswagen Group of America, Inc.				
CAS	3	15-02705	Abdy v. Volkswagen AG et al				
COLORADO							
CO	1	15-02132	Covell v. Volkswagen Group of America Inc				
CONNECTICUT							
СТ	3	15-01429	Mizak v. Volkswagen Group of America, Inc. et al				
CT	3	15-01565	Rubin et al v. Volkswagen Group of America, Inc. et al				
DISTRICT OF COLUMBIA							
DC	1	15-01575	WENGER v. VOLKSWAGEN GROUP OF AMERICA, INC.				
DC	1	15-01618	WITCHER v. VOLKSWAGEN A.G.				
DC	1	15-01650	BUKLAD v. VOLKSWAGEN A.G. et al				
DC	1	15-01660	TURNER v. VOLKSWAGEN GROUP OF AMERICA, INC. et al				
DC	1	15-01664	ROCHFORD et al v. VOLKSWAGEN A.G. et al				
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FLORIDA MIDDLE						
FLM	2	15-00581	Claypool v. Volkswagen Group of America, Inc.			
FLM	2	15-00584	Strayhorn et al v. Volkswagen Group of America, Inc.			
FLM	2	15-00642	Peterson v. Volkswagen Group of America, Inc. et al			
FLM	2	15-00656	Saturn Southwest Florida LLC v. Volkswagen Group of America, Inc. et al			
FLM	2	15-00684	Wright v. Volkswagen Group of America, Inc.			
FLM	3	15-01138	Albritton v. Volkswagen Group of America, Inc. et al			
FLM	3	15-01263	Dekle v. Volkswagen Group of America, Inc. et al			
FLM	6	15-01607	Aprea et al v. Volkswagen Group of America, Inc.			
FLM	6	15-01728	Siewert et al v. Volkswagen Group of America, Inc. et al			
FLM	8	15-02236	Sensenig v. Volkswagen Group of America, Inc. et al			
FLM	8	15-02377	Lawhon v. Volkswagen Group of America, Inc.			
FLM	8	15-02526	Lally v. Volkswagen Group of America, Inc.			
FLM	8	<del>15-02726</del>	Derochemont v. Volkswagen Group of America, Inc. et al Opposed 12/17/15			
FLORIDA I	NORTHE	RN				
FLN	1	15-00225	BONNER v. VOLKSWAGEN GROUP OF AMERICA INC et al			
FLN	3	15-00426	BARNES et al v. VOLKSWAGEN GROUP OF AMERICA, INC. et al			
FLN	3	15-00457	MARSH v. AUDI AG et al.			
FLORIDA S	SOUTHER	RN				
FLS	0	15-62356	Akyaz v. Volkswagen Group of America, Inc.			
FLS	0	15-62507	Graybeal et al v. Volkswagen Group of America, Inc.			
FLS	1	15-23605	Deehl v. Volkswagen Group of America, Inc. et al			
FLS	1	15-23606	Mesa et al v. Volkswagen A.G. et al			
FLS	1	15-23702	Bauer v. Volkswagen Group of America, Inc.			
FLS	1	15-23715	Clyman v. Volkswagen Group of America, Inc. et al			
FLS	1	15-23753	Doebler v. Volkswagen Group of America, Inc.			
FLS	1	15-23759	Hiaasen et al v. Volkswagen Group of America, Inc. et al			
GEORGIA	MIDDLE					
GAM	4	15-00157	LEMIEUX v. VOLKSWAGEN GROUP OF AMERICA INC			
GEORGIA	NORTHE	RN				
GAN	1	15-03349	Pye Auto Sales, LLC et al v. Volkswagen Group of America, Inc.			
GAN	1	15-03373	McLean v. Volkswagen Group of America, Inc.			
GAN	1	15-03/87	Kasly v Volkewagan Group of America Inc			

Kealy v. Volkswagen Group of America, Inc.

Killebrew v. Volkswagen Group of America, Inc.

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GAN GAN 15-03487

15-03604

GAN	1	15-03680	Brown v. Volkswagen Group of America, Inc. et al				
GEORGIA SOUTHERN							
GAS	4	15-00261	Johnson v. Volkswagen Group of America, Inc.				
HAWAII							
HI	1	15-00386	Kettley et al v. Volkswagen Group of America, Inc.				