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ATTEST

By Dana Stewart on May 05, 2009

FOR THE UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

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Apr 17, 2009

FILED CLERK'S OFFICE

UNITED STATES JUDICIAL PANEL on MULTIDISTRICT LITIGATION

IN RE: ONLINE DVD RENTAL ANTITRUST LITIGATION

MDL No. 2029

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-1)

On April 10, 2009, the Panel transferred one civil action 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.2d__ (J.P.M.L. 2009). With the consent of that court, all such actions have been assigned to the Honorable Phyllis J. Hamilton.

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

Pursuant to Rule 7.4 of the <u>Rules of Procedure of the Judicial Panel on Multidistrict Litigation</u>, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Northern District of California for the reasons stated in the order of April 10, 2009, and, with the consent of that court, assigned to the Honorable Phyllis J. Hamilton.

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 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

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

May 05, 2009

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

Jerfery N. Lüthi Clerk of the Panel

SCHEDULE CTO-1 - TAG-ALONG ACTIONS

DIST. DIV. C.A. # CASE CAPTION

ALABAMA NORTHERN

ALN 2 09-241 Robert Darren Touchton v. Netflix, Inc., et al.

ALN 2 09-242 Charles Kopera v. Netflix, Inc., et al.

FLORIDA MIDDLE

FLM 8 09-250 Aimee C. Bowles v. Netflix, Inc., et al.

FLM 8 09-665 Carla Spears v. Netflix, Inc., et al.

ILLINOIS NORTHERN

ILN 1 09-744 Myles Levin v. Walmart.com USA LLC, et al.

ILN 1 09-1383 Francis Cleary v. Walmart.com USA LLC, et al.

ILLINOIS SOUTHERN

ILS 3 09-131 Burton S. Jones v. Netflix, Inc., et al.

INDIANA SOUTHERN

INS 1 09-136 Martha Karatz v. Netflix, Inc., et al.

LOUISIANA EASTERN

LAE 2 09-1938 Katie Hotard v. Netflix, Inc., et al.

LOUISIANA MIDDLE

LAM 3 09-59 Salvadore Christina, Jr. v. Netflix, Inc., et al.

MINNESOTA

MN 0 09-158 Paul Michalski, et al. v. Netflix, Inc., et al.

NEW HAMPSHIRE

NH 1 09-26 Jane L. Boynton v. Walmart.com USA LLC, et al.

NEW YORK EASTERN

NYE 1 09-617 Stefanie Shafeek v. Netflix, Inc., et al.

OHIO NORTHERN

OHN 3 09-360 Robert L. Wagner v. Netflix, Inc., et al.

PUERTO RICO

PR 3 09-1157 Fernando Ortiz-Cardona v. Netflix, Inc., et al.

VERMONT

VT 1 09-28 Sascha Mayer v. Walmart.com USA LLC, et al.

WEST VIRGINIA SOUTHERN

WVS 2 09-110 Brandon Walters, et al. v. Netflix, Inc., et al.