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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

PANKAJ PATEL, on behalf of himself and all
others similarly situated,

Plaintiffs,

vs.

FLUSHMATE, a division of SLOAN VALVE
COMPANY

Defendant.

Case No. 3-13-cv-00736-JST

~~PROPOSED~~ ORDER GRANTING
DEFENDANT'S MOTION TO
TRANSFER DUPLICATIVE
LITIGATION PURSUANT TO THE
FIRST-TO-FILE RULE, OR,
ALTERNATIVELY, 28 U.S.C. § 1404(a)

Hon. Jon S. Tigar

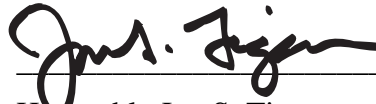
1 On March 26, 2013, defendant Flushmate, a division of Sloan Valve Company,
2 (“Flushmate”) filed a motion to transfer, dismiss, or stay duplicative litigation pursuant to the first-
3 to-file rule and 28 U.S.C. § 1404(a) [Dkt. No. 13] (the “First-to-File Motion”). Plaintiff Pankaj
4 Patel, on behalf of himself and all others similarly situated, does not oppose the First-to-File Motion.

5 Having reviewed and considered the First-to-File Motion and all papers submitted in support
6 thereof, and good cause appearing, IT IS HEREBY ORDERED that Flushmate’s First-to-File
7 Motion is GRANTED, and this later-filed putative nationwide class action is transferred to the
8 United States District Court for the Central District of California so it can then be consolidated with
9 *United Desert Charities, et al. v. Sloan Valve Co., et al.*, Case No. 2:12-cv-06878-SJO-SH (C.D.
10 Cal.), a previously-filed and substantively similar putative nationwide class action that has been
11 pending since August 2012.

12 Flushmate shall have 30 days within which to answer or otherwise respond to the Complaint
13 following effectuation of transfer to the United States District Court for the Central District of
14 California.

15 IT IS SO ORDERED.

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17 Dated: April 4, 2013



18 Honorable Jon S. Tigar
19 United States District Judge
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