

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

_____	)
In re RAIL FREIGHT FUEL SURCHARGE	)
ANTITRUST LITIGATION	)
_____	)
This document relates to:	)
_____	)
ALL DIRECT PURCHASER CASES	)
_____	)


MDL Docket No. 1869  
Miscellaneous No. 07-0489 (PLF)

ORDER

In anticipation of the above-captioned matter soon being transferred to Judge Beryl Howell, it is hereby

ORDERED that Defendant BNSF Railway Company’s Motion for Summary Judgment [Dkt. No. 1030], Defendant CSX Transportation, Inc.’s Motion for Summary Judgment [Dkt. No. 1031], Defendant Union Pacific Railroad Company’s Motion for Summary Judgment [Dkt. No. 1032], and Defendant Norfolk Southern Railway Company’s Motion for Summary Judgment [Dkt. No. 1033] are denied without prejudice to their being refiled before Judge Howell.<sup>1</sup>

SO ORDERED.

  
 PAUL L. FRIEDMAN  
 United States District Judge

DATE: 3/26/24

<sup>1</sup> The individual cases that make up MDL Docket No. 1869 are Strates Shows, Inc. v. Association of American Railroads, Civil Action No. 07-1127; Donnelly Commodities, Inc. v. Association of American Railroads, Civil Action No. 07- 1515; Dust Pro, Inc. v. CSX Transportation, Inc., Civil Action No. 07-2061; Zinifex Taylor Chemicals, Inc. v. CSX Transportation, Inc., Civil Action No. 07-2062; and US Magnesium LLC v. CSX Transportation, Inc., Civil Action No. 07- 2116.