

Judge Pallmeyer
Magistrate Keys
Filed 6/7/10
10cv3664 wah

UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

Jun 07, 2010

FILED
CLERK'S OFFICE

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION



**IN RE: JP MORGAN CHASE BANK HOME EQUITY
LINE OF CREDIT LITIGATION**

MDL No. 2167

TRANSFER ORDER

Before the entire Panel*: Plaintiffs in seven actions seek centralization, pursuant to 28 U.S.C. § 1407, for coordinated or consolidated pretrial proceedings of the nine actions listed on Schedule A¹ in the Northern District of Illinois or, alternatively, the Northern District of California. Plaintiff in the District of Minnesota action and defendants² support the motion. Plaintiff in the Northern District of California *Yakas* action supports centralization in the Northern District of California.

This litigation currently consists of the following nine actions: two actions each in the Central and Northern Districts of California, and an action each in the Eastern and Southern Districts of California, the Northern District of Illinois, the District of Minnesota, and the Northern District of Texas.

On the basis of the papers filed and hearing session held, we find that these nine actions involve common questions of fact, and that centralization under Section 1407 in the Northern District of Illinois will serve the convenience of the parties and witnesses and promote the just and efficient conduct of this litigation. As all parties agree, all actions involve common factual allegations that Chase improperly suspended or reduced plaintiffs' respective home equity line of credit accounts and, relatedly, used inappropriate automated valuation models in assessing the value of the underlying properties. Centralization under Section 1407 will eliminate duplicative discovery; prevent inconsistent pretrial rulings; and conserve the resources of the parties, their counsel and the judiciary.

* Judge Heyburn took no part in the decision of this matter.

¹ Plaintiffs' motion originally included ten actions, but an action in the Southern District of California (*Ostrow*) was later dismissed.

² JPMorgan Chase Bank, N.A., JP Chase, and Chase Bank USA, N.A. (collectively Chase).

A TRUE COPY-ATTEST
MICHAEL W. DOBBINS, CLERK
By **s/ WILLIE A. HAYNES**
DEPUTY CLERK
U.S. DISTRICT COURT, NORTHERN
DISTRICT OF ILLINOIS
DATE: JUNE 14, 2010

The Northern District of Illinois is an appropriate transferee forum for this litigation. Defendants and almost all plaintiffs support centralization in this district. Moreover, the Northern District of Illinois provides a convenient forum.

IT IS THEREFORE ORDERED that, pursuant to 28 U.S.C. § 1407, the actions listed on Schedule A and pending outside the Northern District of Illinois are transferred to the Northern District of Illinois and, with the consent of that court, assigned to the Honorable Rebecca R. Pallmeyer for coordinated or consolidated pretrial proceedings with the action listed on Schedule A and pending in that district.

PANEL ON MULTIDISTRICT LITIGATION



Robert L. Miller, Jr.
Acting Chairman

John G. Heyburn II, Chairman*
David R. Hansen
Frank C. Damrell, Jr.

Kathryn H. Vratil
W. Royal Furgeson, Jr.
Barbara S. Jones

**IN RE: JP MORGAN CHASE BANK HOME EQUITY
LINE OF CREDIT LITIGATION**

MDL No. 2167

SCHEDULE A

Central District of California

Michael Walsh v. JPMorgan Chase Bank, N.A., et al., C.A. No. 2:09-4387 (10 C 3660)
Robert Wilder v. JPMorgan Chase Bank, N.A., et al., C.A. No. 8:09-834 (10 C 3662)

Eastern District of California

(10 C 3663)
Robert M. Frank, et al. v. Washington Mutual Bank, Henderson, Nevada, et al., C.A. No. 2:09-3408

Northern District of California

Mary Jane Yakas v. Chase Manhattan Bank USA, N.A., C.A. No. 3:09-2964 (10 C 3664)
Michael Malcolm v. JPMorgan Chase Bank, N.A., C.A. No. 5:09-4496 (10 C 3665)

Southern District of California

Michell Kimball v. Washington Mutual Bank, Henderson, Nevada, et al., C.A. No. 3:09-1261
(10 C 3666)

Northern District of Illinois

Shannon Hackett v. JPMorgan Chase Bank, N.A., C.A. No. 1:09-7986

District of Minnesota

William Cavanagh v. JPMorgan Chase Bank, N.A., C.A. No. 0:09-3389 (10 C 3667)

Northern District of Texas

Daryl Mayes v. JPMorgan Chase Bank, N.A., et al., C.A. No. 4:10-157 (10 C 3668)

Docket: 2167 - IN RE: JPMorgan Chase Bank Home Equity Line of Credit Litigation

Status: Transferred on 06/07/2010

Transferee District: ILN Judge: Pallmeyer, Rebecca R.

Printed on 06/07/2010

ATTORNEY - FIRM**REPRESENTED PARTY(S)**

Albert, Lee
MURRAY FRANK & SAILER LLP
275 Madison Avenue
Suite 801
New York, NY 10016

=>Phone: (212) 682-1818 Fax: (212) 682-1892 Email: lalbert@murrayfrank.com
Cavanagh, William*

Beckman, Suzanne Havens
PARISI & HAVENS LLP
15233 Valleyheart Drive
Sherman Oaks, CA 91403

=>Phone: (818) 990-1299 Fax: (818) 501-7852 Email: shavens@parisihavens.com
Walsh, Michael*

Chorowsky, Ilan
PROGRESSIVE LAW GROUP LLC
222 W. Ontario Street
Suite 310
Chicago, IL 60610

=>Phone: (312) 787-2717 Fax: (888) 574-9038 Email: ilan@progressivelaw.com
Hackett, Shannon*

Collins, Christopher
ROBBINS GELLER RUDMAN & DOWD LLP
655 West Broadway
Suite 1900
San Diego, CA 92101

=>Phone: (619) 231-1058 Fax: (619) 231-7423 Email: chrisc@rgrdlaw.com
Yakas, Mary Jane*

Fisch, Karin E.
ABBEY SPANIER RODD & ABRAMS LLP
212 East 39th Street
New York, NY 10016

=>Phone: (212) 889-3700 Fax: (212) 684-5191 Email: kfisch@abbeyspanier.com
Frank, Maria I.*; Frank, Robert M.*

Kleinman, Robert B.
SUTTON KLEINMAN PLLC
710 W. 14th Street
Suite A
Austin, TX 78701

=>Phone: (512) 276-5040 Fax: (512) 355-4155 Email: rkleinman@suttonkleinman.com
Mayes, Daryl*

Meyers, Evan M.
EDELSON MCGUIRE LLC
350 N. LaSalle Street
Suite 1300
Chicago, IL 60654

=>Phone: (312) 589-6370 Fax: (312) 589-6378 Email: emeyers@edelson.com
Kimball, Mitchell*; Malcolm, Michael*; Wilder, Robert*

Pope, LeAnn P.
BURKE WARREN MACKAY & SERRITELLA PC
330 North Wabash Avenue
22nd Floor
Chicago, IL 60611-3607

=>Phone: (312) 840-7013 Fax: (312) 840-7900 Email: lpope@burkelaw.com
Chase Manhattan Bank USA, N.A.; JPMorgan Chase Bank, N.A.*; Washington Mutual Bank;
Washington Mutual Bank, Henderson, Nevada

INVOLVED CLERKS LIST

Karen S. Mitchell, Clerk
310 U.S. Courthouse
501 West 10th Street
Fort Worth, TX 76102-3643
MDL TXND/TXND/05/USCOURTS

W. Samuel Hamrick, Jr., Clerk
4290 Edward J. Schwartz Federal Building
880 Front Street
San Diego, CA 92101-8900
John Morrill/CASD/09/USCOURTS

Richard Sletten, Clerk
202 U.S. Courthouse
300 South Fourth Street
Minneapolis, MN 55415
MNDdb_MDL Panel Orders

Richard W. Wieking, Clerk
Phillip Burton U.S. Courthouse
Box 36060
450 Golden Gate Avenue
San Francisco, CA 94102-3489
Rufino Santos/CAND/09/USCOURTS

Richard W. Wieking, Clerk
2112 U.S. Courthouse
280 South First Street
San Jose, CA 95113
Rufino Santos/CAND/09/USCOURTS

Terry Nafisi, Clerk
G-8 U.S. Courthouse
312 North Spring Street
Los Angeles, CA 90012
MDLClerk/CACD/09/USCOURTS

Terry Nafisi, Clerk
Ronald Reagan Federal Bldg. & U.S. Courthouse
411 West Fourth Street
Santa Ana, CA 92701-4516
MDLClerk/CACD/09/USCOURTS

Victoria Minor, Clerk
4-200 U.S. Courthouse
501 I Street
Sacramento, CA 95814-2322
CAEDml_Multi-District-Litigation