



to remand to state court (13-60012 Docs. 9,10; 13-60013 Docs. 6,7; 13-60014 Docs. 6,7) and BIPI opposed (13-60012 Doc. 11; 13-60013 Doc. 9; 13-60014 Doc. 15).

On March 28, 2013, an order from the Multidistrict Litigation Panel, transferring the above referenced cases to this Multidistrict Litigation, was filed with the Court. Shortly before the transfer order was docketed with the Court, BIPI filed notices of non-opposition to the above captioned plaintiffs' motions to remand to state Court. Accordingly, the pending motions to remand are no longer in dispute. The Court therefore **ORDERS** as follows:

The above referenced plaintiffs' motions to remand to state court are **GRANTED**.

**FURTHER**, the Clerk of the Court is instructed to **REMAND** the above referenced cases back to the Superior Court of the State of Delaware, New Castle County, pursuant to 28 U.S.C. § 1447(c). Lastly, the Court will not award attorneys' fees and costs associated with Plaintiff's Motion to Remand. Plaintiff's memorandum fails to address the issue and the Court finds the matter waived.

**IT IS SO ORDERED.**

 Digitally signed by  
David R. Herndon  
Date: 2013.04.01  
11:28:03 -05'00'

**Chief Judge**  
**United States District Court**

**Date: April 1, 2013**