

UNITED STATES OF AMERICA

JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

CHAIRMAN:

Judge John G. Heyburn II
United States District Court
Western District of Kentucky

MEMBERS:

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United States District Court
Northern District of California

Judge J. Frederick Motz
United States District Court
District of Maryland

Judge Robert L. Miller, Jr.
United States District Court
Northern District of Indiana

Judge Kathryn H. Vratil
United States District Court
District of Kansas

Judge David R. Hansen
United States Court of Appeals
Eighth Circuit

Judge Anthony J. Scirica
United States Court of Appeals
Third Circuit

DIRECT REPLY TO:

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<http://www.jpmr.uscourts.gov>

July 16, 2007

William T. Walsh, Clerk
1050 Mitchell H. Cohen U.S. Courthouse
400 Cooper Street
Camden, NJ 08102

Re: MDL-1850 -- IN RE Pet Food Products Liability Litigation

(See Attached CTO-1)

07-cv-159

Dear Mr. Walsh:

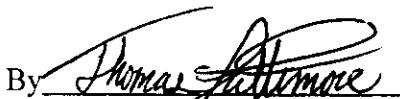
I am enclosing a certified copy and one additional copy of a conditional transfer order filed by the Panel in the above-captioned matter on June 28, 2007. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel is attached.

Very truly,

Jeffery N. Lüthi
Clerk of the Panel

By 
Thomas J. Hartman
Deputy Clerk

Attachment

cc: Transferee Judge: Judge Noel L. Hillman
Transferor Judges: (See Attached List of Judges)
Transferor Clerks: (See Attached List of Clerks)

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

JUN 28 2007

FILED
CLERK'S OFFICE

DOCKET NO. 1850

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE PET FOOD PRODUCTS LIABILITY LITIGATION

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-1)

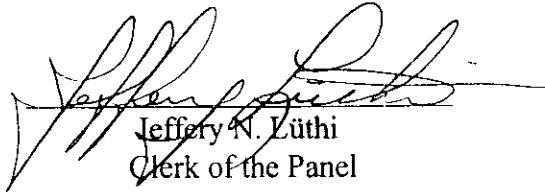
On June 19, 2007, the Panel transferred 12 civil actions to the United States District Court for the District of New Jersey for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See F.Supp.2d (J.P.M.L. 2007). With the consent of that court, all such actions have been assigned to the Honorable Noel L. Hillman.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of New Jersey and assigned to Judge Hillman.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the District of New Jersey for the reasons stated in the order of June 19, 2007, and, with the consent of that court, assigned to the Honorable Noel L. Hillman.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of New Jersey. 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:



Jeffery N. Lüthi
Clerk of the Panel

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

JUL 16 2007

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

**SCHEDULE CTO-1 - TAG-ALONG ACTIONS
DOCKET NO. 1850
IN RE PET FOOD PRODUCTS LIABILITY LITIGATION**

DIST. DIV. C.A. #**CASE CAPTION**

ARKANSAS EASTERN
ARE 4 07-376

Scott Stacey, et al. v. Nestle SA, et al.

ARKANSAS WESTERN
ARW 4 07-4036
ARW 5 07-5065

Kirby Cooper v. Menu Foods Income Fund, et al.
Sandra L. Gray, et al. v. Menu Foods, et al.

CALIFORNIA CENTRAL
CAC 2 07-1987
CAC 2 07-2060
CAC 2 07-2253
CAC 2 07-2338
CAC 2 07-2476
CAC 2 07-2779
CAC 2 07-2964
CAC 5 07-398

Paul Randolph Johnson, et al. v. Menu Foods, Inc., et al.
Dawn Howe v. Menu Foods Ltd., et al.
Lois Grady, et al. v. Menu Foods Income Fund, et al.
Kelly Finestone v. Menu Foods, Inc., et al.
Richard Chamberlain v. Nestle SA, et al.
Ken Wahl, et al. v. Menu Foods Income Fund, et al.
Jayne Englander, et al. v. Menu Foods Income Fund, et al.
Dennis Lee Townsend, et al. v. Menu Foods Ltd., et al.

CALIFORNIA EASTERN
CAE 2 07-654

Cheryl Carver v. Del Monte Foods Co., et al.

CALIFORNIA NORTHERN
CAN 3 07-1809
CAN 3 07-2665

Sherry Ingles v. Menu Foods, Inc., et al.
Diane Lowery v. Menu Foods Income Fund, et al.

CALIFORNIA SOUTHERN
CAS 3 07-705
CAS 3 07-706
CAS 3 07-734
CAS 3 07-951

Robert Payne, et al. v. Menu Foods, Inc., et al.
Diane Swarberg v. Menu Foods Holding, Inc., et al.
Hayley Ford, et al. v. Menu Foods Income Fund, et al.
John Colliard v. Menu Foods, Inc., et al.

COLORADO
CO 1 07-736

Emily Tompkins v. Menu Foods Midwest Corp., et al.

FLORIDA MIDDLE
FLM 2 07-235
FLM 6 07-803

Maria Teresa Ferrarese v. Menu Foods, Inc., et al.
George Birney, et al. v. Menu Foods, Inc.

FLORIDA SOUTHERN
FLS 1 07-20955

Stephen Donnelly, et al. v. Menu Foods, Inc., et al.

IDAHO
ID 1 07-160

Larry Klimes, et al. v. Menu Foods

ILLINOIS NORTHERN
ILN 1 07-2162
ILN 1 07-2183
ILN 1 07-2211
ILN 1 07-2237

Heather Amro v. Menu Foods Income Fund, et al.
Gary Bruski v. Menu Foods, Inc., et al.
Raymond Demith, et al. v. Nestle Purina Petcare Co., et al.
Sonja Foxe v. Menu Foods, Inc., et al.

SCHEDULE CTO-1 - TAG-ALONG ACTIONS (MDL-1850)

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
MASSACHUSETTS	
MA 1 07-10745	Lidia Rodrigues v. Menu Foods, Inc., et al.
MA 1 07-10797	Megan Connerton, et al. v. Menu Foods Midwest Corp., et al.
MAINE	
ME 2 07-54	Mara Brazilian v. Menu Foods Income Fund, et al.
MINNESOTA	
MN 0 07-1808	Stephanie Rozman v. Menu Foods Midwest Corp., et al.
MN 0 07-2108	Wendy Krosschell v. Menu Foods Income Fund, et al.
MISSOURI WESTERN	
MOW 3 07-5041	Richard Schwinger v. Menu Foods, et al.
MISSISSIPPI SOUTHERN	
MSS 5 07-105	Sarah Cavin v. Menu Foods, et al.
NEVADA	
<u>NV 2 07-686</u>	<u>Maragaret Picus v. Wal-Mart Stores, Inc., et al.</u>
NV 3 07-159	Opposed 7-16-07 Marion Streczyn v. Menu Foods, Inc., et al.
NEW YORK SOUTHERN	
NYS 1 07-3236	Mark Cashman, et al. v. Menu Foods Midwest Corp., et al.
OHIO NORTHERN	
OHN 1 07-1018	Gregory Boehm v. Menu Foods, Inc., et al.
PENNSYLVANIA MIDDLE	
PAM 1 07-929	Dixie Keller v. Menu Foods Ltd., et al.
RHODE ISLAND	
RI 1 07-115	Carol Brown v. Menu Foods, Inc., et al.
TENNESSEE EASTERN	
TNE 3 07-98	Barbara Light v. Menu Foods Income Fund
WASHINGTON WESTERN	
WAW 2 07-575	Laura Migliore v. Menu Foods
WAW 2 07-576	Gail Moran v. Menu Foods
WAW 2 07-577	Sheryl Puett v. Menu Foods
WAW 2 07-634	Daniel Ray Reeves v. Menu Foods
WAW 2 07-666	Sheree A. Robinson v. Menu Foods
WAW 2 07-667	Phyllis A. Ullman v. Menu Foods
WAW 2 07-668	Elizabeth Palmer v. Menu Foods
WAW 2 07-669	Jason Labbate v. Menu Foods
WAW 2 07-670	Megan Whitt v. Menu Foods
WAW 2 07-684	Linda Weitz v. Menu Foods
WAW 2 07-685	Michelle Adams v. Menu Foods

SCHEDULE CTO-I - TAG-ALONG ACTIONS (MDL-1850)

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
WAW 2 07-686	Lerae Dineen v. Menu Foods
WAW 2 07-687	Sandra Shingle v. Menu Foods
WAW 2 07-688	Gary Thomas v. Menu Foods
WAW 2 07-689	Deborah A. Mullen v. Menu Foods
WAW 2 07-690	Helen Percy v. Menu Foods
WAW 2 07-745	Paula Monk v. Menu Foods
WAW 2 07-746	Tony Boyer v. Menu Foods
WAW 2 07-747	Norman Brenton v. Menu Foods
WAW 2 07-748	Lynda Nagel v. Menu Foods
WAW 2 07-749	Teresa Eilers v. Menu Foods
WAW 3 07-5204	Jeff Rusiecki v. Menu Foods
WAW 3 07-5205	Nancy Guthrie v. Menu Foods

WISCONSIN WESTERN

WIW 3 07-159	Jacqueline Johnson v. The Procter & Gamble Co., et al.
WIW 3 07-248	Penny J. Roberts, et al. v. Menu Foods Income Fund, et al.

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DOCKET NO. 1850
IN RE PET FOOD PRODUCTS LIABILITY LITIGATION

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INVOLVED JUDGES LIST (CTO-1) MDL-1850

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INVOLVED JUDGES LIST (CTO-1) MDL-1850

PAGE 3 OF 3

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Hon. Barbara B. Crabb
Chief Judge, U.S. District Court
United States District Court
P.O. Box 591
Madison, WI 53701-0591

INVOLVED CLERKS LIST (CTO-1)**DOCKET NO. 1850****IN RE PET FOOD PRODUCTS LIABILITY LITIGATION**

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Fayetteville, AR 72701-6420

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Los Angeles, CA 90012

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Sacramento, CA 95814-2322

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U.S. Courthouse
219 South Dearborn Street
Chicago, IL 60604

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800 Market Street
Knoxville, TN 37902

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U.S. Courthouse
700 Stewart Street
Seattle, WA 98101

Joseph W. Skupniewitz, Clerk
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