

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

PASHA S. ANWAR, *et al.*,

Plaintiff,

v.

FAIRFIELD GREENWICH LIMITED, *et al.*,

Defendants.

This Document Relates To:

*Headway Investment Corp. v. American Express Bank Ltd.*, No. 09-CV-8500

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Case No. 09-CV-118  
(VM) (FM)

**ORDER SUGGESTING REMAND TO TRANSFEROR COURT**

WHEREAS, by order dated October 6, 2009, the Judicial Panel on Multidistrict Litigation (JPML) transferred to this Court the above-captioned action for coordinated pretrial proceedings with several other actions related to investments in Fairfield Sentry Ltd. and/or Fairfield Sigma Ltd, feeder funds to Bernard L. Madoff's Ponzi scheme.

WHEREAS, Title 28 U.S.C. § 1407, pursuant to which this case was transferred to this Court, provides in relevant part:

*When civil actions involving one or more common questions of fact are pending in different districts, such actions may be transferred to any district for coordinated or consolidated pretrial proceedings. . . . Each action so transferred shall be remanded by the panel at or before the conclusion of such pretrial proceedings to the district from which it was transferred unless it shall have been previously terminated.*

(emphasis added). Although Section 1407(a) provides that the authority to remand a case rests entirely with the JPML, under JPML Rules, the transferee judge may recommend remand of an action. Rule 10.1(b)(i).

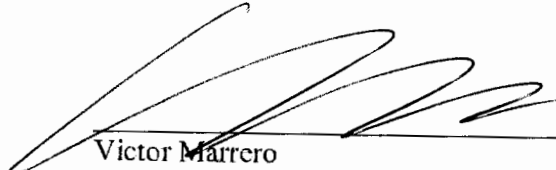
WHEREAS, The Court concludes that the purposes behind consolidating this action in this Court have now been served. At this time, remand to the transferor court appears to be in the interest of judicial efficiency.

ACCORDINGLY, pursuant to Rule 10.1(b)(i) of the Rules of the JPML, the Court SUGGESTS that the Panel REMAND the case styled *Headway Investment Corp. v. American Express Bank Ltd.*, No. 09-CV-8500 to its transferor court.

IT IS SO ORDERED.

Dated:

21 January 2016



Victor Marrero  
United States District Judge