

FILED  
**UNITED STATES JUDICIAL PANEL**  
**of U.S. DISTRICT COURT**  
**MULTIDISTRICT LITIGATION**

2014 FEB 28 1:06

**IN RE: BRCA1- AND BRCA2-BASED  
 HEREDITARY CANCER TEST PATENT  
 LITIGATION**

DISTRICT OF UTAH

BY: \_\_\_\_\_  
 DEPUTY CLERK

MDL No. 2510

(SEE ATTACHED SCHEDULE)

**CONDITIONAL TRANSFER ORDER (CTO -1)**

On February 19, 2014, the Panel transferred 2 civil action(s) to the United States District Court for the District of Utah for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* F,Supp.2d (J.P.M.L. 2014). Since that time, no additional action(s) have been transferred to the District of Utah. With the consent of that court, all such actions have been assigned to the Honorable Robert J. Shelby.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of Utah and assigned to Judge Shelby.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the District of Utah for the reasons stated in the order of February 19, 2014, and, with the consent of that court, assigned to the Honorable Robert J. Shelby.

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 Utah. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

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

Feb 28, 2014

CLERK'S OFFICE  
 UNITED STATES  
 JUDICIAL PANEL ON  
 MULTIDISTRICT LITIGATION

FOR THE PANEL:



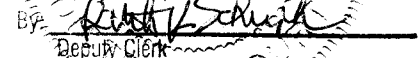
Jeffery N. Lüthi  
 Clerk of the Panel

I hereby certify that the annexed is a true and correct copy of a document or an electronic docket entry on file at the United States District court for the District of Utah.

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Date: 2/28/2014

By: MARK JONES, Clerk

By:   
 Deputy Clerk

**IN RE: BRCA1- AND BRCA2-BASED  
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LITIGATION**

MDL No. 2510

**SCHEDULE CTO-1 - TAG-ALONG ACTIONS**

**DIST    DIV.    C.A.NO.    CASE CAPTION**

CALIFORNIA NORTHERN

CAN        3        13-05495    Invitae Corporation v. Myriad Genetics, Inc