

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.

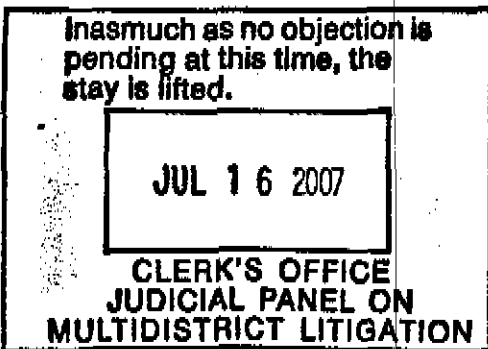
It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of New Jersey and assigned to Judge Hillman.

Pursuant to Rule 74 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



07-CV-00575-RCPT

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

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
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)

PAGE 2 OF 3

DIST. DIV. C.A. #

CASE CAPTION

MASSACHUSETTS

MA 1 07-10745
MA 1 07-10797

Lidia Rodrigues v. Menu Foods, Inc., et al.
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
MN 0 07-2108

Stephanie Rozman v. Menu Foods Midwest Corp., et al.
Wendy Krossschell 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

~~NV 2 07-686~~
NV 3 07-159

~~Maragaret Picus v. Wal-Mart Stores, Inc., et al.~~ ~~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 *RSL*
WAW 2 07-576 *JCC*
WAW 2 07-577 *RSL*
WAW 2 07-634 *JCC*
WAW 2 07-666 *RSL*
WAW 2 07-667 *MJP*
WAW 2 07-668 *JLR*
WAW 2 07-669 *JLR*
WAW 2 07-670 *RSM*
WAW 2 07-684 *RSM*
WAW 2 07-685 *RSM*

Laura Migliore v. Menu Foods
Gail Moran v. Menu Foods
Sheryl Puett v. Menu Foods
Daniel Ray Reeves v. Menu Foods
Sheree A. Robinson v. Menu Foods
Phyllis A. Ullman v. Menu Foods
Elizabeth Palmer v. Menu Foods
Jason Labbate v. Menu Foods
Megan Whitt v. Menu Foods
Linda Weitz v. Menu Foods
Michelle Adams v. Menu Foods

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

PAGE 3 OF 3

DIST. DIV. C.A. #

CASE CAPTION

WAW 2 07-686
WAW 2 07-687
WAW 2 07-688
WAW 2 07-689
WAW 2 07-690
WAW 2 07-745
WAW 2 07-746
WAW 2 07-747
WAW 2 07-748
WAW 2 07-749
WAW 3 07-5204
WAW 3 07-5205

Lerae Dineen v. Menu Foods
Sandra Shingle v. Menu Foods
Gary Thomas v. Menu Foods
Deborah A. Mullen v. Menu Foods
Helen Percy v. Menu Foods
Paula Monk v. Menu Foods
Tony Boyer v. Menu Foods
Norman Brenton v. Menu Foods
Lynda Nagel v. Menu Foods
Teresa Eilers v. Menu Foods
Jeff Rusiecki v. Menu Foods
Nancy Guthrie v. Menu Foods

WISCONSIN WESTERN

WIW 3 07-159
WIW 3 07-248

Jacqueline Johnson v. The Procter & Gamble Co., et al.
Penny J. Roberts, et al. v. Menu Foods Income Fund, et al.

FILED
LOBBED
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MAIL

JUL 23 2007

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

UNITED STATES DISTRICT COURT
MARTIN LUTHER KING, JR.
FEDERAL BLD & U.S. COURTHOUSE
50 WALNUT STREET
P.O. BOX 419
NEWARK, N.J. 07101-0419

CAMDEN OFFICE
4th & Cooper Streets
P.O. Box 2797
Camden, N.J. 08101

TRENTON OFFICE
402 East State Street
P.O. Box 515
Trenton, N.J. 08603

William T. Walsh
Clerk

July 20, 2007

REPLY TO: CAMDEN

Christopher R. Johnson, Clerk
523 John Paul Hammerschmidt
Federal Building
35 East Mountain Street
Payetteville, AR 72701-6420

Re: MDL1850 In Re: Pet Food Products Liability Litigation

District of New Jersey Civil Action No. 1:07cv2867(NLH)(AMD)

Dear Clerk:

Enclosed is a certified copy of the Order of the Judicial Panel on Multidistrict Litigation, transferring certain action(s) presently pending in your Court to the District of New Jersey and assigning it to the Honorable Noel L. Hillman, USDJ for coordinated or consolidated pretrial proceedings pursuant to 28 USC 1407. Please see the attached list for the cases that pertain to your Court.

If your court is currently on CM/ECF Version 3.0 you can transfer the case to us via Case Extraction in Utilities. If you have any questions, please call me at 856-757-5021.

Please return the copy of this letter when transmitting your file(s) and certified copy of the docket sheet(s).

Sincerely,

WILLIAM T. WALSH, Clerk

s/Marcy Barratt
Deputy Clerk

Enc.

cc: Jeffrey N. Luthi
Clerk, Judicial Panel on Multidistrict Litigation