

**FILED**

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

AUG 30 2007

AUG - 9 2007

Clerk U.S. District Court  
By:  Deputy Clerk

FILED  
CLERK'S OFFICE

**A CERTIFIED TRUE COPY**

AUG 27 2007

**UNITED STATES JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

ATTEST   
FOR THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**MDL NO. 1840**

***IN RE Motor Fuel Temperature Sales Practices Litigation***

*Hadley Bower, et al. v. 7-Eleven, Inc., et al.*, W.D. Oklahoma, C.A. No. 5:07-779

*James Shields, et al. v. RaceTrac Petroleum, Inc., et al.*, E.D. Tennessee, C.A. No. 1:07-169

**CONDITIONAL TRANSFER ORDER (CTO-3)**

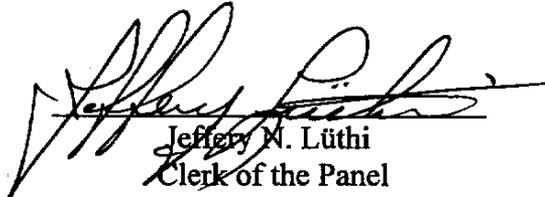
On June 18, 2007, the Panel transferred ten civil actions to the United States District Court for the District of Kansas for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See \_\_\_ F.Supp.2d \_\_\_ (J.P.M.L. 2007). Since that time, 24 additional actions have been transferred to the District of Kansas. With the consent of that court, all such actions have been assigned to the Honorable Kathryn H. Vratil.

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 Kansas and assigned to Judge Vratil.

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 Kansas for the reasons stated in the order of June 18, 2007, and, with the consent of that court, assigned to the Honorable Kathryn H. Vratil.

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 Kansas. 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.

AUG 27 2007

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

UNITED STATES DISTRICT COURT  
OFFICE OF THE CLERK  
DISTRICT OF KANSAS

INGRID A. CAMPBELL  
ACTING CLERK  
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KIM LEININGER  
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(913) 551-5734

July 30, 2007

204 U.S. COURTHOUSE  
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WICHITA, KANSAS 67202  
(316) 269-6491

490 U.S. COURTHOUSE  
444 S.E. QUINCY  
TOPEKA, KANSAS 66683  
(785) 295-2610

U.S. District Court

Re: MDL - 1840 In Re Motor Fuel Temperature Sales Practices Litigation

Your Case: Hadley Bower vs. 7 - Eleven, et al 07-779

Dear Clerk:

Attached please find a certified copy of the order from the Judicial Panel on Multi-District Litigation transferring the above entitled action to the District of Kansas, Kansas City, KS. The case has been assigned to the Honorable Kathryn H. Vratil for coordinated or consolidated pretrial processing pursuant to 28 USC 1407.

To expedite this matter, I would appreciate it if you could email the docketed transfer order in .pdf format to [carol\\_kuhl@ksd.uscourts.gov](mailto:carol_kuhl@ksd.uscourts.gov). Once this is accomplished we will go out to your CM/ECF site and retrieve any documents we need, including the docket sheet.

If you prefer to mail the documents to our court, the address is as follows:

United States District Court  
Office of the Clerk  
500 State Avenue, Room 259  
Kansas City, KS 66101  
Attention: Carol Kuhl

Sincerely,

Ingrid A. Campbell, Acting Clerk

By:           s/carol kuhl

UNITED STATES DISTRICT COURT  
OFFICE OF THE CLERK  
DISTRICT OF KANSAS

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U.S. District Court

Re: MDL - 1840 In Re Motor Fuel Temperature Sales Practices Litigation

Your Case: James Shields, et al. vs. RaceTrac Petroleum, et al.

Dear Clerk:

Attached please find a certified copy of the order from the Judicial Panel on Multi-District Litigation transferring the above entitled action to the District of Kansas, Kansas City, KS. The case has been assigned to the Honorable Kathryn H. Vratil for coordinated or consolidated pretrial processing pursuant to 28 USC 1407.

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