

A CERTIFIED TRUE COPY
ATTEST
By Teresa Bishop on Sep 22, 2010
FOR THE UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

Sep 07, 2010

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

FILED
CLERK'S OFFICE

IN RE: BANK OF AMERICA WAGE AND HOUR
EMPLOYMENT PRACTICES LITIGATION

Teresa Groehler v. Bank of America, N.A.,)
N.D. California, C.A. No. 3:10-3841)

MDL No. 2138

CONDITIONAL TRANSFER ORDER (CTO-3)

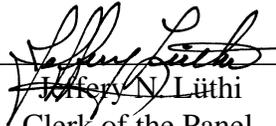
On April 14, 2010, the Panel transferred ten civil actions to the United States District Court for the District of Kansas for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See F.Supp.2d. (J.P.M.L. 2010). Since that time, two additional actions have been transferred to the District of Kansas. With the consent of that court, all such actions have been assigned to the Honorable John W. Lungstrum.

It appears that the action on this conditional transfer order involves questions of fact that are common to the actions previously transferred to the District of Kansas and assigned to Judge Lungstrum.

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), this action is transferred under 28 U.S.C. § 1407 to the District of Kansas for the reasons stated in the order of April 14, 2010, and, with the consent of that court, assigned to the Honorable John W. Lungstrum.

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 14 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 14-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:



Jeffrey N. Lüthi
Clerk of the Panel

Inasmuch as no objection is pending at this time, the stay is lifted.
Sep 22, 2010
CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

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

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

Kathryn H. Vratil
United States District Court
District of Kansas

David R. Hansen
United States Court of Appeals
Eighth Circuit

W. Royal Furgeson, Jr.
United States District Court
Northern District of Texas

Frank C. Damrell, Jr.
United States District Court
Eastern District of California

Barbara S. Jones
United States District Court
Southern District of New York

DIRECT REPLY TO:

Jeffery N. Lüthi
Clerk of the Panel
One Columbus Circle, NE
Thurgood Marshall Federal
Judiciary Building
Room G-255, North Lobby
Washington, D.C. 20002

Telephone: [202] 502-2800
Fax: [202] 502-2888
<http://www.jpml.uscourts.gov>

September 22, 2010

Timothy M. O'Brien, Clerk
259 Robert J. Dole U.S. Courthouse
500 State Avenue
Kansas City, KS 66101-2430

Re: MDL No. 2138 -- IN RE: Bank of America Wage and Hour Employment Practices Litigation

(See Attached CTO-3)

Dear Mr. O'Brien:

Attached as a PDF document is a certified copy of a conditional transfer order filed by the Panel in the above-captioned matter on September 7, 2010. 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 14 days to give any party an opportunity to oppose the transfer. The 14-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



Teresa Bishop
Case Administrator II

Attachments (Conditional Transfer Order is a Separate Document)

cc: Transferee Judge: Judge John W. Lungstrum

**IN RE: BANK OF AMERICA WAGE AND HOUR
EMPLOYMENT PRACTICES LITIGATION**

MDL No. 2138

PANEL SERVICE LIST (CTO-3)

Kelly Allyssa Amritt
MORGAN & MORGAN PA
6824 Griffin Road
Davie, FL 33314
kamritt@forthepeople.com

Maria A. Audero
PAUL HASTINGS JANOFSKY & WALKER LLP
515 South Flowers Street, 25th Floor
Los Angeles, CA 90071-2228
mariaaudero@paulhastings.com

George A. Hanson
STUEVE SIEGEL HANSON LLP
460 Nichols Road, Suite 200
Kansas City, MO 64112
hanson@stuevesiegel.com

Jason S. Hartley
STUEVE SIEGEL HANSON LLP
550 West C Street, Suite 610
San Diego, CA 92101
hartley@stuevesiegel.com

Ryan L. Hicks
LAW OFFICES OF MICHAEL SORGEN
240 Stockton Street, 9th Floor
San Francisco, CA 94108
mhicks@sorgen.net

Michael Hoffman
HOFFMAN EMPLOYMENT LAWYERS LLP
100 Pine Street, Suite 1550
San Francisco, CA 94111
mhoffman@employment-lawyers.com

Nathan A. McCoy
JILL S SCHWARTZ & ASSOCIATES PA
180 North Park Avenue, Suite 200
Maitland, FL 32789
nmccoy@schwartzlawfirm.net

Melissa Ann Moore
MOORE & ASSOCIATES
Lyric Centre
440 Louisiana Street, Suite 710
Houston, TX 77002
melissamoore@sbcglobal.net

Daniel H. Qualls
QUALLS & WORKMAN LLP
177 Post Street, Suite 900
San Francisco, CA 94108
qualls@qualls-workman.com

Stanley D. Saltzman
MARLIN & SALTZMAN
29229 Canwood Street, Suite 208
Agoura Hills, CA 91301
ssaltzman@marlinsaltzman.com

Stephen P. Sonnenberg
PAUL HASTINGS JANOFSKY & WALKER LLP
75 East 55th Street
New York, NY 10022-3205
stephensonnenberg@paulhastings.com

Michael L. Tracy
LAW OFFICES OF MICHAEL TRACY
2030 Main Street, Suite 1300
Irvine, CA 92614
mtracy@michaeltracylaw.com

Michelle R. Walker
MCGUIREWOODS LLP
1800 Century Park East, 8th Floor
Los Angeles, CA 90067
mwalker@mcguiirewoods.com