UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

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

Parvaneh Patti Salimi v. Bank of America Corp., et al.)
C.D. California, C.A. No. 2:11-356) MDL No. 2138

CONDITIONAL TRANSFER ORDER (CTO-8)
AND SIMULTANEOUS SEPARATION AND REMAND OF CERTAIN CLAIMS

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* 706 F.Supp.2d 1369 (J.P.M.L. 2010). Since that time, nine 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 encompasses claims relating to: (1) allegations that Bank of America failed to pay an employee for overtime work and failed to pay an employee for all wages owed upon discharge, which involve questions of fact that are common to the actions previously transferred to MDL No. 2138; and (2) other unrelated allegations.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, 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.

All named causes of action other than the Third Cause of Action and the Fourth Cause of Action are hereby separated and simultaneously remanded, under 28 U.S.C. § 1407(a), to the Central District of California.

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 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.

Jan 31, 2011

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:

Jeffery N. Lüthi
Clerk of the Panel