

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

**IN RE: EPIPEN (EPINEPHRINE INJECTION,
USP) MARKETING, SALES PRACTICES AND
ANTITRUST LITIGATION**

MDL No. 2785

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO -1)

On August 3, 2017, the Panel transferred 4 civil action(s) 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.3d ___ (J.P.M.L. 2017). Since that time, no additional action(s) have been transferred to the District of Kansas. With the consent of that court, all such actions have been assigned to the Honorable Daniel D. Crabtree.

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 Kansas and assigned to Judge Crabtree.

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 Kansas for the reasons stated in the order of August 3, 2017, and, with the consent of that court, assigned to the Honorable Daniel D. Crabtree.

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.
Aug 11, 2017
CLERK'S OFFICE UNITED STATES JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

**IN RE: EPIPEN (EPINEPHRINE INJECTION,
USP) MARKETING, SALES PRACTICES AND
ANTITRUST LITIGATION**

MDL No. 2785

SCHEDULE CTO-1 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
ALABAMA SOUTHERN			
ALS	1	17-00336	Evans v. Mylan Pharmaceuticals, Inc. et al
NEW JERSEY			
NJ	2	17-02813	CESAR CASTILLO, INC. v. MYLAN, INC., et al

-- Corrected Order --

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: EPIPEN (EPINEPHRINE INJECTION, USP)
MARKETING, SALES PRACTICES AND
ANTITRUST LITIGATION

Cesar Castillo, Inc. v. Mylan, Inc., et al.,)
D. New Jersey, C.A. No. 2:17-02813)

MDL No. 2785

ORDER VACATING CONDITIONAL TRANSFER ORDER

A conditional transfer order was filed in this action (*Castillo*) on August 3, 2017. In the absence of any opposition, the conditional transfer order was finalized with respect to *Castillo* on August 11, 2017. The Panel has now been advised that a notice of voluntary dismissal was filed in *Castillo* on August 9, 2017, in the District of New Jersey.

IT IS THEREFORE ORDERED that the Panel's conditional transfer order designated as "CTO-1" filed on August 3, 2017, is VACATED insofar as it relates to this action.

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel