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ATTEST
FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

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DOCKET NO. 1791

MOG-1791 vpw

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

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FEB 21 2007
CLERK'S OFFICE

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE NATIONAL SECURITY AGENCY TELECOMMUNICATIONS
RECORDS LITIGATION**

United States of America v. Anthony J. Palermino, et al., D. Connecticut,
C.A. No. 3:06-1405

United States of America v. Kurt Adams, et al., D. Maine, C.A. No. 1:06-97

United States of America v. Steve Gaw, et al., E.D. Missouri, C.A. No. 4:06-1132

Robert Clayton, et al. v. AT&T Communications of the Southwest, Inc., et al.,
W.D. Missouri, C.A. No. 2:06-4177

United States of America v. Zulima V. Farber, et al., D. New Jersey, C.A. No. 3:06-2683

United States of America v. James Volz, et al., D. Vermont, C.A. No. 2:06-188

**BEFORE WM. TERRELL HODGES,* CHAIRMAN, D. LOWELL JENSEN,*
J. FREDERICK MOTZ,* ROBERT L. MILLER, JR.,* KATHRYN H. VRATIL,
DAVID R. HANSEN AND ANTHONY J. SCIRICA, JUDGES OF THE PANEL**

TRANSFER ORDER

Before the Panel are motions brought, pursuant to Rule 7.4, R.P.J.P.M.L., 199 F.R.D. 425, 435-36 (2001), by plaintiffs in an action pending in the Western District of Missouri and defendants and proposed defendant intervenors in actions pending in the District of Connecticut, the District of Maine, the Eastern District of Missouri, the District of New Jersey, and the District of Vermont, respectively, to vacate the portions of Panel orders conditionally transferring the actions to the Northern District of California for inclusion in the coordinated or consolidated pretrial proceedings occurring there in this docket. Plaintiffs in the initially centralized actions in this docket also oppose transfer. The Missouri state official plaintiffs in the Western District of Missouri action, who are also defendants in the Eastern District of Missouri action, separately move, in the alternative, for creation of a separate docket consisting of the six actions in the Western District of Missouri. The United States, plaintiff in all but the Western District of Missouri action, and responding telecommunication company defendants oppose the motions to vacate. No responding party supports the Missouri parties' motion for creation of a separate docket.

* Judge Hodges was unable to attend the oral argument, but participated in the disposition of this matter based upon the papers filed and a transcript of the oral argument. Judge Jensen took no part in the disposition of this matter. Judge Motz took no part in the disposition of this matter with respect to all but the District of Maine action. Judge Miller took no part in the disposition of this matter with respect to the District of New Jersey action.

