UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: PHILIPS RECALLED CPAP, BI-LEVEL PAP, AND MECHANICAL VENTILATOR PRODUCTS LIABILITY LITIGATION

Dobbs, et al. v. Aerocare Home Medical, Inc., et al.,)
S.D. Texas, C.A. No. 4:22-03408) MDL No. 3014

ORDER REINSTATING STAY OF CONDITIONAL TRANSFER ORDER

A conditional transfer order was filed in this action (*Dobbs*) on October 6, 2022. In the absence of any known opposition to the proposed transfer, the stay of transmittal with regard to *Dobbs* was lifted on October 14, 2022, and the action was transferred to the Western District of Pennsylvania. On October 14, 2022, plaintiffs in *Dobbs* filed a motion to reinstate the CTO. In their motion, plaintiffs, through counsel, state that counsel attempted to file the notice of opposition but was unable for technical reasons. Counsel filed the notice of opposition with the district court rather than the Panel.

The Panel is persuaded that these circumstances justify reinstatement of the conditional transfer order in order to permit plaintiffs to pursue their opposition to transfer. Accompanying the plaintiffs' motion is a copy of their notice of opposition.

IT IS THEREFORE ORDERED that the stay of the Panel's conditional transfer order designated as "CTO-52" filed on October 6, 2022, is REINSTATED insofar as it relates to this action.

IT IS FURTHER ORDERED that plaintiffs' notice of opposition is deemed filed as of the date of this order.

FOR THE PANEL:

John W. Nichols
Clerk of the Panel