

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

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

Whittington v. Philips Respironics, Inc., S.D. Ohio,)
C.A. No. 2:23-03140) MDL No. 3014

ORDER REINSTATING STAY OF CONDITIONAL TRANSFER ORDER

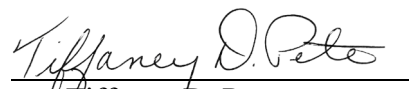
A conditional transfer order was filed in this action (*Whittington*) on October 4, 2023. In the absence of any known opposition to the proposed transfer, the stay of transmittal with regarding to *Whittington* was lifted on October 18, 2023, and the action was transferred to the Western District of Pennsylvania. Subsequently, on October 24, 2023, the Panel received, via U.S. Mail, a notice of opposition from pro se plaintiff.

The Panel notes that all pro se plaintiffs filing with the Panel are served by U.S. Mail. This can result in certain delays. The Panel is persuaded that the circumstances justify reinstatement of the conditional transfer order in *Whittington* in order to permit plaintiff to pursue his opposition to transfer.

IT IS THEREFORE ORDERED, that the stay of the Panel’s conditional transfer order designated as “CTO-83” filed on October 4, 2023, is REINSTATED.

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

FOR THE PANEL:



Tiffany D. Pete
Clerk of the Panel