

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**IN RE: MERCY HEALTH EMPLOYEE RETIREMENT  
INCOME SECURITY ACT (ERISA) LITIGATION**

MDL No. 2726

(SEE ATTACHED SCHEDULE)

**ORDER DEEMING MOTION MOOT  
AND VACATING THE JULY 28, 2016, HEARING SESSION ORDER**

Before the Panel is a motion filed by defendants Mercy Health, Mercy Health Benefits Committee, and Mercy Health Stewardship Committee, seeking centralization of the actions on the attached schedule, pursuant to 28 U.S.C. § 1407, in the Eastern District of Missouri for coordinated or consolidated pretrial proceedings. The Panel has now been advised that the listed Western District of Oklahoma action was transferred to the Eastern District of Missouri pursuant to 28 U.S.C. § 1404, in an order filed on June 21, 2016, by the Honorable Timothy D. DeGiusti, thus depriving this litigation of its multidistrict character.

IT IS THEREFORE ORDERED that the motion filed by defendants Mercy Health, et al., for transfer under 28 U.S.C. § 1407 is DEEMED MOOT.

IT IS FURTHER ORDERED that the Hearing Session Order and the attached Schedule filed on June 17, 2016, are VACATED insofar as they relate to this matter.

FOR THE PANEL:

  
Jeffery N. Lüthi  
Clerk of the Panel

