

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK**

YESENIA NUEZ, on behalf of herself and all
others similarly situated,

Plaintiff,

v.

GENERAL MILLS, INC.,

Defendant.

Civil Action No. 1:16-cv-04731

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ OCT 26 2016 ★
BROOKLYN OFFICE

**~~PROPOSED~~ ORDER TRANSFERRING ACTION TO THE DISTRICT OF
MINNESOTA**

Plaintiff and Defendant have stipulated and agreed that the action should be transferred pursuant to 28 U.S.C. § 1404(a) to the United States District Court for the District of Minnesota for coordination with two similar actions captioned: *Woloszyn v. General Mills, Inc.*, No. 0:16-cv-02869 (D. Minn.), and *Salamanca v. General Mills, Inc.*, No. 3:16-cv-04871 (N.D. Cal.).

All cases allege that certain "100% Natural Whole Grain" labeling for certain General Mills Nature Valley products is misleading due to the alleged presence of glyphosate.

The parties believe that, based on circumstances and claims unique to this case, coordination of this action with the *Woloszyn* and *Salamanca* actions will likely avoid inconsistent legal and factual rulings and conserve the courts' and the parties' resources.

Transfer of the action to the District of Minnesota is therefore appropriate under 28 U.S.C. § 1404(a).

IT IS HEREBY ORDERED THAT: (1) this action is transferred to the District of Minnesota;
and (2) Defendant's responsive pleading deadline is deferred pending entry of a scheduling order
by the District of Minnesota in the action.

Dated: 10/24/16

s/Frederic Block

The Hon. Frederic Block
UNITED STATES DISTRICT JUDGE