

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

EDWARD SALAMANCA, on behalf of
himself and all others similarly situated,

Plaintiff,

v.

GENERAL MILLS, INC.,

Defendant.

CASE NO. 3:16-cv-04871-RS

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

[28 U.S.C. §1404(a)]

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 *Nuez v. General Mills, Inc.*, No. 1:16-cv-04731 (E.D.N.Y.).

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 *Nuez* actions will likely avoid inconsistent legal and factual rulings and conserve the courts’ and the parties’ resources.

1 Transfer of the action to the District of Minnesota is therefore appropriate under 28 U.S.C.
2 § 1404(a).

3 **IT IS HEREBY ORDERED THAT:**

- 4 (1) This action is transferred to the District of Minnesota; and
5 (2) Defendant’s responsive pleading deadline is deferred pending entry of a scheduling order
6 by the District of Minnesota in the action.
7

8 DATED: 10/24/16


9 HON. RICHARD SEEBORG
10 UNITED STATES DISTRICT JUDGE
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28