

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**IN RE: FEDERAL COMMUNICATIONS COMMISSION,  
IN MATTER OF DATA BREACH REPORTING  
REQUIREMENTS, REPORT AND ORDER, 89 FED. REG. 9968,  
ISSUED ON FEBRUARY 12, 2024**

**MCP No. 178**

(SEE ATTACHED SCHEDULE)

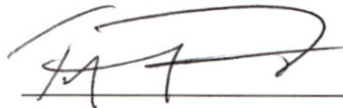
**CONSOLIDATION ORDER**

Federal Communications Commission released a report and order dated December 21, 2023 and Published February 12, 2024. On February 29, 2024, the Panel received, pursuant to 28 U.S.C. § 2112(a)(3), a notice of multicircuit petitions for review of that order. The notice included petitions for review pending in two circuit courts of appeal as follows: Fifth Circuit Court and Sixth Circuit Court.

The Panel has randomly selected the United States Court of Appeals for the Sixth Circuit Court in which to consolidate these petitions for review.

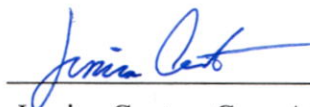
IT IS THEREFORE ORDERED that, pursuant to 28 U.S.C. § 2112(a)(3), the petitions on the attached schedule are consolidated in the United States Court of Appeals for the Sixth Circuit Court, and that this circuit is designated as the circuit in which the record is to be filed pursuant to Rules 16 and 17 of the Federal Rules of Appellate Procedure.

FOR THE PANEL:



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Timothy Fitzgerald, Case Administrator  
Random Selector



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Jessica Centes, Case Administrator  
Witness

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**SCHEDULE OF PETITIONS**

**CIRCUIT NO.**

**CASE CAPTION**

Fifth Circuit, No. 24-60085

Texas Association of Business v. Federal  
Communications Commission & United States of  
America

Sixth Circuit No. 24-3133

Ohio Telecom Association v. Federal  
Communications Commission & United States of  
America