

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: FEDERAL RAILROAD ADMINISTRATION,
DEPARTMENT OF TRANSPORTATION, TRAIN
CREW SIZE SAFETY REQUIREMENTS, 89 FED.
REG. 25052 ISSUED ON APRIL 9, 2024

MCP No. 182

(SEE ATTACHED SCHEDULE)


CONSOLIDATION ORDER

The Federal Railroad Administration and the Department of Transportation issued a rule entitled "Train Crew Size Safety Requirements" and dated April 9, 2024. On April 22, 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 four circuit courts of appeal as follows: Fifth Circuit, Seventh Circuit, Eighth Circuit, and Eleventh Circuit.

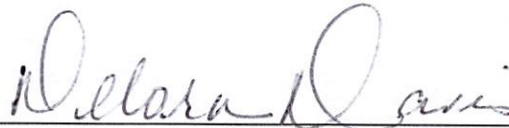
The Panel has randomly selected the United States Court of Appeals for the Eleventh Circuit in which to consolidate these petitions for review.

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 Eleventh Circuit, 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:



Jessica Centes, Case Administrator
Random Selector



Delora Davis, Operations Supervisor
Witness

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SCHEDULE OF PETITIONS

<u>CIRCUIT NO.</u>		<u>CASE CAPTION</u>
Fifth Circuit, No.	24-60173	BNSF Railway Company v. FRA et, al.
Fifth Circuit, No.	24-60183	Texas and Northern Railroad Company v. FRA, et al.
Seventh Circuit, No.	24-1550	Indiana Rail Road v. FRA, et al.
Eighth Circuit, No.	24-1736	Union Pacific Railroad v. FRA, et al.
Eighth Circuit, No.	24-1774	Nebraska Central Railroad Company v. FRA, et al.
Eleventh Circuit, No.	24-11076	Florida East Coast Railway LLC v. FRA, et al.