

UNITED STATES JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

Allina Health System et al. v. Blue Cross Blue Shield Association et al.

No. MDL No. 2406; CTO-47; underlying action No. 5:25-cv-06549, United States Judicial Panel on Multidistrict Litigation (September 16, 2025)

SUMMARY

This document is Conditional Transfer Order CTO-47 issued by the United States Judicial Panel on Multidistrict Litigation in In re: Blue Cross Blue Shield Antitrust Litigation, MDL No. 2406. It conditionally transfers three tag-along actions, including Allina Health System et al. v. Blue Cross Blue Shield Association et al., to the Northern District of Alabama for coordinated or consolidated pretrial proceedings before Judge R. David Proctor. The order provides for a seven-day stay before transmission to the district court if a notice of opposition is filed.

CASE DETAILS

COURT	United States Judicial Panel on Multidistrict Litigation
DECIDED	September 16, 2025
DOCKET	MDL No. 2406; CTO-47; underlying action No. 5:25-cv-06549
DISPOSITION	other
PROCEDURAL POSTURE	Conditional transfer order transferring the Allina Health System tag-along action to the Northern District of Alabama for coordinated or consolidated pretrial proceedings in MDL No. 2406.
PRECEDENTIAL VALUE	Nonprecedential procedural transfer order

TOPICS

civil procedure commercial litigation insurance

PRACTICE AREAS

civil procedure multidistrict litigation antitrust commercial litigation insurance

QUESTIONS PRESENTED

1. Whether the Allina tag-along action should be transferred under 28 U.S.C. § 1407 for coordinated or consolidated pretrial proceedings with the previously centralized Blue Cross Blue Shield antitrust actions.

HOLDINGS

1. Because the action involves questions of fact common to actions previously transferred to the Northern District of Alabama, the action should be conditionally transferred under 28 U.S.C. § 1407 to that court for coordinated or consolidated pretrial proceedings.

FACTUAL BACKGROUND

Allina Health System and related plaintiffs brought an antitrust action against Blue Cross Blue Shield Association and related defendants. The action was identified as a tag-along action involving factual questions common to cases previously transferred to the Northern District of Alabama in the Blue Cross Blue Shield antitrust litigation. The Northern District of Alabama consented to the transfer and assignment of the actions to Judge R. David Proctor.

PROCEDURAL HISTORY

The Allina action was pending in the United States District Court for the Northern District of California. The Judicial Panel had previously centralized Blue Cross Blue Shield antitrust actions in the Northern District of Alabama under 28 U.S.C. § 1407 and concluded that the Allina action presented common factual questions. The Panel conditionally transferred the action to the Northern District of Alabama, with assignment to Judge R. David Proctor, subject to filing with the transferee court and the specified opposition period.

DISPOSITION

other

CASES CITED

- 908 F. Supp. 2d 1373 (J.P.M.L. 2012)

OPINION

Allina Health System v. Blue Cross Blue Shield Association

PER CURIAM.

2025 Sep-12 AM 1

U.S. DISTRICT CO

N.D, OF ALAB

UNITED STATES JUDICIAL PANEL

on

MULTIDISTRICT LITIGATION ‘

IN RE: BLUE CROSS BLUE SHIELD ANTITRUST

LITIGATION MDL No. 2406

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO —47)

On December 12, 2012, the Panel transferred 2 civil action(s) to the United States District Court for the Northern District of Alabama for coordinated or consolidated pretrial proceedings pursuant

to 28 U.S.C. § 1407, See 908 F.Supp.2d 1373 (J.P.M.L. 2012). Since that time, 84 additional action(s) have been transferred to the Northern District of Alabama. With the consent of that court, all such actions have been assigned to the Honorable R. David Proctor. It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Northern District of Alabama and assigned to Judge Proctor. Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. § 1407 to the Northern District of Alabama for the reasons stated in the order of December 12, 2012, and, with the consent of that court, assigned to the Honorable R. David Proctor. , This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Northern District of Alabama, The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7~day period, the stay will be continued until further order of the Panel.’ perdg atiotno, ie FOR THE PANEL: ‘ stay i . Sep 11, 2026 Ui Agel srarea . MULTIDISTRICT LITIGATION James Vv. Ingold Clerk of the Panel “eae wh >

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LITIGATION MDL No. 2406

SCHEDULE CTO-47 — TAG-ALONG ACTIONS

DIST _—COD"Y. CANO. CASE CAPTION \

CALIFORNIA NORTHERN

Allina Health System et al v. Blue Cross Blue Shield CAN 5 . 25~06549 Association et al ‘

ILLINOISNORTHERN

Texas Health Resources v. Blue Cross-Blue Shield . ILN 1 2508320 Association et al

PENNSYLVANIA EASTERN ,

HARVARD MEDICAL FACULTY PHYSICIANS AT

PAE 2 25-03916 BETH ISRAEL DEACONESS MEDICAL CENTER, INC. . etal v. BLUE CROSS BLUE SHIELD ASSOCIATION et al