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NOT FOR PUBLICATION

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IN THE UNITED STATES DISTRICT COURT

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FOR THE DISTRICT OF ARIZONA

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9 IN RE: Zicam Cold Remedy Marketing,
10 Sales Practices, and Products Liability
Litigation.

No. MDL 09-2096-PHX-FJM

ORDER

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THIS DOCUMENT RELATES TO:

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Bethel, Carol J. v. Matrixx Initiatives, Inc.,
13 et al.
CV 10-1701-PHX-NVW,

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Nunley, Janee M. v. Matrixx Initiatives,
15 Inc., et al.
CV 10-1702-PHX-GMS,

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Nunley, Juliette M. v. Matrixx Initiatives,
17 Inc., et al.
CV 10-1703-PHX-DGC,

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Saunders, Leslie M. v. Matrixx Initiatives,
19 Inc., et al.
CV 10-1704-PHX-DKD.

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The court has before it the parties’ “Stipulated Motion to Transfer Related Cases to
24 MDL No. 2096 In Re: Zicam Cold Remedy Marketing, Sales Practices, and Products
25 Liability Litigation” (doc. 705).

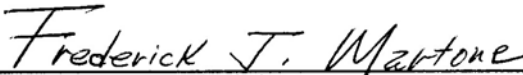
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Plaintiffs allege that they suffered anosmia after using Zicam Cold Remedy, and assert
27 claims for fraud, negligence, failure to warn, defective design, manufacturing defect,
28 breaches of express and implied warranty, and violation of the Unfair and Deceptive Trade

1 Practices Act. Plaintiffs' cases involve the same defendants and call for determination of
2 substantially the same questions of law as the other personal injury cases in the MDL. See
3 LRCiv 42.1(a).

4 Therefore, **IT IS ORDERED GRANTING** the parties' stipulated motion to transfer
5 (doc. 705). **IT IS ORDERED** that CV 10-1701-PHX-NVW, CV 10-1702-PHX-GMS,
6 CV 10-1703-PHX-DGC, and CV 10-1704-PHX-DKD shall be transferred to In Re: Zicam
7 Cold Remedy Marketing, Sales Practices, and Products Liability Litigation, MDL 09-2096-
8 PHX-FJM.

9 DATED this 24th day of August, 2010.

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12 _____
13 Frederick J. Martone
14 United States District Judge
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