

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JS-6

CIVIL MINUTES – GENERAL

Case No. CV 17-00113-CJC(JPRx)

Date: June 21, 2017

Title: JOAN ALSTON ET AL. V. PFIZER INC. ET AL.

PRESENT:

HONORABLE CORMAC J. CARNEY, UNITED STATES DISTRICT JUDGE

Melissa Kunig
Deputy Clerk

N/A
Court Reporter

ATTORNEYS PRESENT FOR PLAINTIFF: ATTORNEYS PRESENT FOR DEFENDANT:

None Present

None Present

PROCEEDINGS: (IN CHAMBERS) ORDER REMANDING CASE TO STATE COURT

Thousands of women filed over 100 cases in California state court alleging that Lipitor, a prescription drug developed and manufactured by Pfizer and marketed and distributed by McKesson Corporation, had caused them to suffer from Type II diabetes. The cases were removed to federal court based on “mass action” jurisdiction pursuant to the Class Action Fairness Act (“CAFA”), referred to the United States Judicial Panel of Multidistrict Litigation (“MDL”), subsequently sent back to this Court, and then consolidated under a master case number for administrative purposes (the “17-00005 Case”). (SAMC 17-00005-CJC(JPRx).) On May 23, 2017, the Court remanded the cases to state court, finding the requirements of CAFA mass action jurisdiction were not met. (SAMC 17-00005-CJC(JPRx) Dkt. 20.) On May 31, 2017, the Court denied Pfizer’s *ex parte* application to stay the Court’s decision pending an appeal (which Pfizer never ultimately filed). (SAMC 17-00005-CJC(JPRx) Dkt. 24.)

Several cases, including this one, were not consolidated under the 17-00005 Case prior to the issuance of the remand order. On January 12, 2017, the Court had stayed this case pending a decision by the MDL regarding the transfer of this case to the MDL. (Dkt. 14.) On February 27, 2017, however, the MDL was officially closed. Accordingly, this case is **HEREBY REOPENED** and **REMANDED** to state court for the reasons articulated in the Court’s orders dated May 23, 2017, and May 31, 2017, in the 17-00005 Case. (SAMC 17-00005-CJC(JPRx) Dkts. 20, 24.)

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