Matthew A. Holian (SBN 211728)	Dennis Andrews v. P	izer, Inc.	Doc. 31
2 DIA Piper LLP (US) 33 Arch Street, 26th floor Boston, MA 02110-1447 Telephone: (617) 406-6009 Facsimile: (617) 406-6109			
2			
2 DIA Piper LLP (US) 33 Arch Street, 26th floor Boston, MA 02110-1447 Telephone: (617) 406-6009 Facsimile: (617) 406-6109	1	Matthew A. Holian (SBN 211728)	
Boston, MA 02110.1447	2	DLA Piper LLP (US)	
Telephone: (617) 406-6009			
Email: Matt.Holian@dlapiper.com		Telephone: (617) 406-6009	
George J. Gigounas (SBN 209334) DLA Piper LLP (US) S55 Mission Street, Suite 2400 San Francisco, CA 94105-2933 Telephone: (415) 615-6005 Facsimile: (415) 659-7305 Email: George Gigounas @dlapiper.com Attorneys for Defendant Pfizer Inc.	4		
bil.A Piper LLP (US) 555 Mission Street, Suite 2400 San Francisco, CA 94105-2933 Telephone: (415) 615-6005 Facsimile: (415) 659-7305 Email: George Gigounas@dlapiper.com Attorneys for Defendant Pfizer Inc. UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION DENNIS ANDREWS, Plaintiff, PFIZER, INC. Defendant. Case No.: 3:15-cv-04884-RS STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT PFIZER, INC. STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT SIFULATION AND [PROPOSED] ORDER 3:15-cv-04884-RS	5	George I. Gigoupes (SRN 200334)	
San Francisco, CA 94105-2933 Telephone: (415) 615-6005 Facsimile: (415) 615-6005 Facsimile: (415) 659-7305 Email: George.Gigounas@dlapiper.com Attorneys for Defendant Pfizer Inc. UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION DENNIS ANDREWS, Plaintiff, Plaintiff, STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT PFIZER, INC. STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT STIPULATION AND IPROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT STIPULATION AND IPROPOSED]	6	DLA Piper LLP (US)	
Telephone: (415) 615-6005	7		
Email: George Gigounas@dlapiper.com	8	Telephone: (415) 615-6005	
11	9		
Pfizer Inc.	10	Attorneys for Defendant	
NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION DENNIS ANDREWS, Plaintiff, V. PFIZER, INC. Defendant. STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT PSTIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT	11		
SAN FRANCISCO DIVISION	12	UNITED STATES	DISTRICT COURT
DENNIS ANDREWS, Case No.: 3:15-cv-04884-RS	13	NORTHERN DISTRICT OF CALIFORNIA	
DENNIS ANDREWS, Plaintiff, PFIZER, INC. Defendant. Case No.: 3:15-cv-04884-RS STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT PFIZER, INC. Defendant. 1 STIPULATION AND [PROPOSED] ORDER 3:15-cv-04884-RS	14	SAN FRANCISCO DIVISION	
DENNIS ANDREWS, Plaintiff, Plaintiff, STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT PFIZER, INC. Defendant. STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT STIPULATION AND [PROPOSED] ORDER 3:15-CV-04884-RS	15		
Plaintiff, STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT	16		
STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT PFIZER, INC. Defendant. 1 STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT 1 STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE TO RESPOND TO COMPLAINT	17	DENNIS ANDREWS,	Case No.: 3:15-cv-04884-RS
19	18	Plaintiff,	
PFIZER, INC. Defendant. PFIZER, INC. Defendant. RESPOND TO COMPLAINT RESPOND TO COMPLAINT PFIZER, INC. Defendant.	19	V.	
21		PEIZER INC	RESPOND TO COMPLAINT
22 23 24 25 26 27 28			
23 24 25 26 27 28		Defendant.	
24 25 26 27 28			
25 26 27 28			
26 27 28			
27 28			
28 1 STIPULATION AND [PROPOSED] ORDER 3:15-CV-04884-RS			
STIPULATION AND [PROPOSED] ORDER 3:15-CV-04884-RS			
STIPULATION AND [PROPOSED] ORDER 3:15-CV-04884-RS	20		1
			[PROPOSED] ORDER
		3:15-CV	

On December 11, 2015, Plaintiff Dennis Andrews, without opposition, moved the Judicial Panel on Multidistrict Litigation ("JPML") to transfer and coordinate 15 actions, including the instant action and any "tag-along" actions, in the United States District Court for the Northern District of California, pursuant to 28 U.S.C. §1407. Defendants agree that coordination is appropriate and the Northern District of California is a suitable venue. *See* Case MDL No. 2691, Dkt. 1 through 1-4.

On December 28, 2015, with briefing essentially complete in support of Plaintiff's unopposed motion to transfer, the parties jointly moved the JPML for expedited consideration of Plaintiff's unopposed motion on the January 28, 2016 hearing session. *See* Case MDL No. 2691, Dkt. 16.

On December 29, 2015, the motion for expedited consideration was denied by the JPML. *See* Case MDL No. 2691, Dkt. 19. The next scheduled hearing session for the JPML is March 31, 2016.

Defendant Pfizer Inc.'s current deadline to respond to the complaint in this matter is January 19, 2016, pursuant to the parties' one prior stipulation to modify the response date. Dkt 19.

To avoid unnecessary pleadings and provide the JPML with the time it requires to rule on the parties' pending motion to transfer, defendant Pfizer Inc. and Plaintiff Dennis Andrews wish to stipulate to extend Pfizer's deadline to respond to the Complaint until 60 days after a ruling by the JPML on Plaintiff's motion to transfer.

This stipulation will require the Court to reschedule the case management conference currently scheduled for April 14, 2016 at 10:00 A.M. in Courtroom 3 to a later date.

Based on the foregoing and pursuant to Local Rule 6-2 of the Northern District of California, the parties stipulate and agree to extend Pfizer's deadline to respond to Plaintiff's complaint in this matter until 60 days after the JPML rules on Plaintiff's motion to transfer, described above.

1	DATED: January 19, 2016	By: /s/ B. Kristian W. Rasmussen, III
	, , , , , , , , , , , , , , , , , , , ,	Rachel B. Abrams (SBN 209316)
2		Meghan E. McCormick (SBN 283853) LEVIN SIMES LLP
3		44 Montgomery Street, 32nd Floor
4		San Francisco, CA 94104
5		(415) 426-3000 Fax: (415) 426-3001
6		Email: rabrams@levinsimes.com
		Email: mmccormick@levinsimes.com
7		B. Kristian W. Rasmussen, III (admitted pro hac vice)
8		CORY WATSON CROWDER & DEGARIS, P.C.
9		2131 Magnolia Avenue Birmingham, AL 35205
10		(205) 328-2200
		Fax: (205) 324-7896 Email: Krasmussen@corywatson.com
11		·
12		Attorneys for Plaintiff
13		
14	DATED: January 19, 2016	By:/s/ Matthew A. Holian
		Matthew A. Holian (SBN 211728) DLA PIPER LLP (US)
15		33 Arch Street, 26 th floor
16		Boston, MA 02110 -1447
17		Telephone: (617) 406-6009 Facsimile: (617) 406-6109
18		Email: Matt.Holian@dlapiper.com
19		George J. Gigounas (SBN 209334)
		DLA PIPER LLP (US)
20		555 Mission Street Suite 2400
21		San Francisco, California 94105-2933 Telephone: (415) 615-6005
22		Facsimile: (415) 659-7305
23		Email: George.Gigounas@dlapiper.com
		Attorneys for Pfizer Inc.
24		
25		
26		
27		
28		
		3

1	I, Matthew A. Holian, am the ECF user whose identification and password are being used to file
2	the foregoing Stipulation And [Proposed] Order Continuing Deadline To Respond To Complaint.
3	I hereby attest that the above-referenced signatory to this stipulation has concurred in this filing.
4	
5	/s/ Matthew A. Holian
6	MATTHEW A. HOLIAN
7	
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	
28	
	4

1	<u>ORDER</u>		
2	PURSUANT TO STIPULATION OF THE PARTIES, IT IS ORDERED:		
3	The time for Defendant Pfizer Inc. to respond to Plaintiff's complaint in this action is		
4	continued until sixty calendar days after the Judicial Panel on Multidistrict Litigation ("JPML")		
5	issues its ruling on Plaintiff's pending motion to transfer and coordinate 15 actions, including the		
6	instant action and any "tag-along" actions, in the United States District Court for the Northern		
7	District of California, pursuant to 28 U.S.C. §1407.		
8	The case management conference currently scheduled in this case for April 14, 2016 at		
9	10:00 A.M. in Courtroom 3 will be rescheduled to a date as determined and ordered by this		
10	Court.		
11			
12			
13	Data de la 1420 2016		
14	Dated: 1/19 , 2016		
15	Бу.		
16	Honorable Richard Seeborg United States District Court Judge		
17			
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			