

UNITED STATES JUDICIAL PANEL

on

MULTIDISTRICT LITIGATION

Oct 22, 2008

FILED
CLERK'S OFFICE

IN RE: TRASYLOL PRODUCTS LIABILITY LITIGATION

MDL No. 1928

(SEE ATTACHED SCHEDULE)

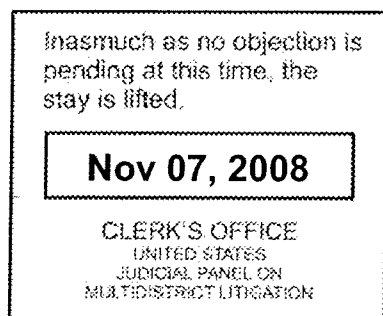
CONDITIONAL TRANSFER ORDER (CTO-15)

On April 7, 2008, the Panel transferred 17 civil actions to the United States District Court for the Southern District of Florida for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 545 F.Supp.2d 1357 (J.P.M.L. 2008). Since that time, 56 additional actions have been transferred to the Southern District of Florida. With the consent of that court, all such actions have been assigned to the Honorable Donald M. Middlebrooks.

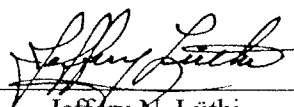
It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of Florida and assigned to Judge Middlebrooks.

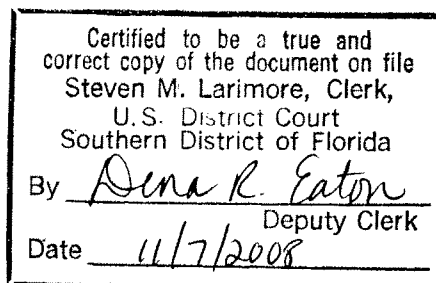
Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of Florida for the reasons stated in the order of April 7, 2008, and, with the consent of that court, assigned to the Honorable Donald M. Middlebrooks.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of Florida. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.



FOR THE PANEL:


Jeffery N. Lüthi
Clerk of the Panel



IN RE: TRASYLOL PRODUCTS LIABILITY LITIGATION

MDL No. 1928

SCHEDULE CTO-15 - TAG-ALONG ACTIONS

DIST. DIV. C.A. #CASE CAPTION

CONNECTICUT

CT 3 08-1442

Ronald Marme, et al. v. Bayer Healthcare AG, et al.

CT 3 08-1443

Joanne M. Weatherhead, etc. v. Bayer Corp., et al.

CT 3 08-1475

Barbara DeGreve, etc. v. Bayer Healthcare Pharmaceuticals, Inc., et al.

DELAWARE

DE 1 08-640	Eileen Hutchins, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-641	Richard Hickmott, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-642	Lee Koester, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-643	Robert Jones, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-644	Maria Gonzalez, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-645	Roy Lee Good, et al. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-646	Stan Simpson, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-647	Janice P. Keisler, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-648	Saundra G. Hodges, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-649	Dorothy Jenkins, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-650	Derek Hughes v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-651	Carter L. Hooker, III v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-652	Lorna Hladky, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-653	Lois W. Chase, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-654	Harvey Keith v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-655	Ruth Laitman, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-656	Ratesh Kumar v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-657	Robert Kucenski, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-658	Audrey J. King v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-659	Morris L. Goff, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-660	Eddie Lee Johnson v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-661	Mary E. Gruendyke, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-662	Knute Heinz, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-663	Carla Davis, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-664	George Hilton v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-665	Melody Jean Church, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-666	Harry J. Barnes, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-667	Sharon F. Fulkerson, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-668	Deborah Gallier Fontenot, etc. v. Bayer Corp., et al. Opposed 11/06/08

MDL No. 1928 - Schedule CTO-15 Tag-Along Actions (Continued)

<u>DIST.</u>	<u>DIV.</u>	<u>C.A. #</u>	<u>CASE CAPTION</u>
DE	1	08-669	Jerome Baumgarter, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-670	Jackie Wilson Hardy, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-671	Elizabeth Ferrentino, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-672	Elizabeth Cross, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-673	Van S. Ferguson v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-674	Virginia Ann Fabbro v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-675	Eddie Dickerson, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-676	Laura A. Lawton, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-677	Albert Warnement v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-678	James S. Michelucci, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-679	Ramona Martinez v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-680	Kathy J. Burton, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-681	Michael Frank Barker, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-682	Carol L. Slocum v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-683	Reverend Earl Carlberg, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-684	Darrell Lynn Burcham, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-685	Henry Veasley, Jr. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-686	Edward A. Brunner v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-687	Thomas Lewis, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-688	Nancy A. Cox v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-689	John Wayne Truxal v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-690	Roger Hammon, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-691	J. Shane Taylor, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-692	Regina H. McCaskill, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-693	Allan R. Friedman, H, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-694	Ann Watson, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-695	Lilia Bell, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-696	Deete Jean Pletscher, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-697	Alice Davis v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-698	Jessia Hammond, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-699	Lettitia Millican v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-700	Aq Norsworthy v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-701	Beverly J. Murray v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-702	David J. Larsen, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-703	Karin Martin, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-704	John D. Haddenham, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-705	Willie May Haselden, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE	1	08-706	Jack B. Nightingale, et al. v. Bayer Corp., et al. Opposed 11/06/08

MDL No. 1928 - Schedule CTO-15 Tag-Along Actions (Continued)

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
DE 1 08-707	Claude D. Jones, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-708	Barbara Daniels v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-709	James M. Harris, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-710	Louise Davenport v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-711	William A. Smakal, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-712	Anthony J. Miller v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-713	Paul E. Potter, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-714	Peter P. Spawn v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-715	Joann Clarke, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-716	Rosie M. Pryne v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-717	Thomas J. Reilly v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-718	Jennifer Worthy, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-719	Ted Mummery, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-720	Marie Moore, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-721	Max Gravette, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-722	Joseph M. Gores, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-723	Joanne Mitchel, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-724	Alan D. Schwartz, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-725	Harold A. Weiss, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-726	Michelle Frank, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-727	Thadeus Waiters, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-728	Delores I. DeLuca, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-729	Dennis L. Croasmun, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-730	Debra L. Davis, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-731	Joyce Coogan, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-732	Lorraine E. Woodhead v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-733	Judy Russ Ware, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-734	Cheryl Collins v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-735	Norlin E. Yatchoski, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-736	Sharon A. Burge, etc. v. Bayer Corp. et al. Opposed 11/06/08
DE 1 08-737	Burleigh A. Rideau, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-738	James Harold Orr, et al. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-739	Marylyn E. Shoemaker, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-740	Paul Potesta, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-741	Harriet Sykes, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-742	Kim Randall Simons, etc. v. Bayer Corp., et al. Opposed 11/06/08
DE 1 08-743	Peggy Vickery, etc. v. Bayer Corp., et al. Opposed 11/06/08

MDL No. 1928 - Schedule CTO-15 Tag-Along Actions (Continued)

DIST. DIV. C.A. #

CASE CAPTION

MINNESOTA

MN 0 08-5387

Mary T. Broda, etc. v. Bayer Corp., et al.

MISSISSIPPI SOUTHERN

MSS 3 08-593

Johnny Ward Putnam v. Bayer AG, et al.

NORTH CAROLINA MIDDLE

NCM 1 08-730

Donna S. Kozik, etc. v. Bayer Corp., et al.

NORTH CAROLINA WESTERN

NCW 3 08-467

Richard B. Hoke, etc. v. Bayer Corp., et al.

OHIO SOUTHERN

OHS 1 08-704

Robert Niesel, et al. v. Bayer Corp., et al.

OKLAHOMA WESTERN

OKW 5 08-1058

Nancy Gibson, etc. v. Bayer Healthcare AG, et al.

WISCONSIN WESTERN

WIW 3 08-601

Patricia A. Kidd v. Bayer Corp., et al.

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

CHAIRMAN:
Judge John G. Heyburn II
United States District Court
Western District of Kentucky

MEMBERS:
Judge J. Frederick Motz
United States District Court
District of Maryland

Judge Robert L. Miller, Jr.
United States District Court
Northern District of Indiana

Judge Kathryn H. Vratil
United States District Court
District of Kansas

Judge David R. Hansen
United States Court of Appeals
Eighth Circuit

Judge W. Royal Furgeson, Jr.
United States District Court
Western District of Texas

DIRECT REPLY TO:

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November 7, 2008

Steven Larimore, Clerk
Paul G. Rogers Federal Building & Courthouse
701 Clematis Street
2nd Floor
West Palm Beach, FL 33401

Re: MDL No. 1928 -- IN RE: Trasylol Products Liability Litigation

(See Attached CTO-15)

Dear Mr. Larimore:

Attached as a PDF document is a certified copy of a conditional transfer order filed by the Panel in the above-captioned matter on October 22, 2008. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel, judges and clerks are attached to this letter.

Very truly,

Jeffery N. Lüthi
Clerk of the Panel

By Denise Morgan-Stone
Denise Morgan-Stone
Deputy Clerk

Attachments (Conditional Transfer Order is a Separate Document)

cc: Transferee Judge: Judge Donald M. Middlebrooks

IN RE: TRASYLOL PRODUCTS LIABILITY LITIGATION

MDL No. 1928

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United States District Court
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401 West Trade Street
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Hon. Barbara B. Crabb
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United States District Court
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Madison, WI 53701-0591

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141 Church Street
New Haven, CT 06510

Hon. David S. Doty
Senior U.S. District Judge
14W U.S. Courthouse
300 South Fourth Street
Minneapolis, MN 55415

Hon. Joseph J. Farnan, Jr.
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844 North King Street
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200 Northwest Fourth Street
Oklahoma City, OK 73102-3092

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Bridgeport, CT 06604-4706

Hon. Daniel P. Jordan, III
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Hon. William L. Osteen, Jr.
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IN RE: TRASYLOL PRODUCTS LIABILITY LITIGATION

MDL No. 1928

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