

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF ILLINOIS

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<b>IN RE YASMIN AND YAZ (DROSPIRENONE)</b>	)	<b>3:09-md-02100-DRH-PMF</b>	
<b>MARKETING, SALES PRACTICES AND</b>	)		
<b>PRODUCTS LIABILITY LITIGATION</b>	)	<b>MDL No. 2100</b>	
	)		

**ORDER GRANTING VOLUNTARY  
DISMISSAL WITHOUT PREJUDICE**

**This Document Relates to:**

*Henri Colby v. Bayer HealthCare  
Pharmaceuticals, Inc. and Bayer Schering  
Pharma AG, No. 3:10-cv-10401-DRH-PMF*

*Sharmika Cusic-Mason v. Bayer HealthCare  
Pharmaceuticals, Inc. and Bayer Schering  
Pharma AG, No. 3:10-cv-20312-DRH-PMF*

**ORDER**

On April 26, 2011, the plaintiffs in the above captioned actions filed motions for voluntary dismissal without prejudice pursuant to Federal Rule of Civil Procedure 41 (*Colby*, Doc. 15; *Carper* Doc. 29).<sup>1</sup> Defendants’ responsive pleadings were due on or before May 31, 2011. To date, the defendants have not responded.

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<sup>1</sup> In *Colby*, Bayer Healthcare Pharmaceuticals, Inc., filed an answer on July 19, 2010 (Doc. 11) and Bayer Schering Pharma AG filed an answer on April 11, 2011 (Doc. 12). In *Carper*, Bayer Healthcare Pharmaceuticals, Inc., filed an answer on March 16, 2011 (Doc. 26) and Bayer Schering Pharma AG filed an answer on May 12, 2011 (Doc. 30).

Accordingly, the Court presumes that defendants have no objection to the motions to dismiss. The above captioned actions are therefore **DISMISSED** without prejudice.

**SO ORDERED**

*David R. Herndon*



Digitally signed by David R.  
Herndon  
Date: 2011.06.03 13:54:09  
-05'00'

**Chief Judge  
United States District Court**

**Date: June 3, 2011**