

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

IN RE: NEURONTIN  
MARKETING, SALES PRACTICES  
AND PRODUCTS LIABILITY  
LITIGATION

MDL Docket No. 1629

THIS ORDER RELATES TO:

Master File No. 04-10981-PBS

BRIGGS v.  
PFIZER INC., ET AL.

Individual Case No. 07-10327

REPORT AND RECOMMENDATION ON DEFENDANT PFIZER'S  
MOTION TO DISMISS FOR FAILURE TO PROSECUTE

May 29, 2012

SOROKIN, C.M.J.

Two individual cases within this MDL, presently in nearly-identical procedural postures, are the subject of pending Motions to Dismiss for Failure to Prosecute by Defendant Pfizer. See Docket Nos. 3864-65. Because the cases arise under the laws of different states and have different courts of origin, these two motions are the subject of separate, but substantially-similar, Reports and Recommendations issued on this date.<sup>1</sup>

On December 28, 2006, Finkelstein & Partners, LLP (former counsel for Plaintiff Robin Stern Briggs) filed a Complaint in the Southern District of New York (06-cv-15451-JSR) on

<sup>1</sup> The second case is Alsberge v. Pfizer, Inc. et al., Individual Case Nos. 05-cv-11699 and 06-cv-10957.

*6/20/2012  
I adopt the report and recommendation and dismiss the action. No objection was filed.  
Pain & Seno*