UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK	ORDER
In re: ZYPREXA PRODUCTS LIABILITY LITIGATION	04-MD-1596
UFCW LOCAL 1776 AND PARTICIPATING EMPLOYERS HEALTH AND WELFARE FUND, ERIC TAYAG, and MID-WEST NATIONAL LIFE INSURANCE COMPANY OF TENNESSEE, on behalf of themselves and others similarly situated,	05-CV-2948 05-CV-4115
Plaintiffs,	
– against –	
ELI LILLY & COMPANY,	
Defendant.	
LOCAL 28 SHEET METAL WORKERS, on behalf of themselves and others similarly situated,	06-CV-0021
Plaintiffs,	
– against –	
ELI LILLY & COMPANY,	
Defendant.	
SERGEANTS BENEVOLENT ASSOCIATION HEALTH AND WELFARE FUND, on behalf of itself and all others similarly situated,	06-CV-6322
Plaintiffs,	
– against –	
ELI LILLY & COMPANY,	
Defendant.	

JACK B. WEINSTEIN, United States District Judge:

The United States Court of Appeals for the Second Circuit having concluded that this court's certification of a class of third-party payors as to the plaintiffs' RICO claims was inappropriate, *see UFCW Local 1776 v. Eli Lilly & Co.*, 620 F.3d 121, 131-36 (2d Cir. 2010), the class action allegations in the complaint of the third-party payor plaintiffs are stricken. The class action is superseded by the individual actions only, which are described below. *See* Transcript of November 14, 2011 Hearing.

The Clerk of Court shall issue new docket numbers for each of the following actions, without requiring payment of fees:

- 1. UFCW Local 1776 v. Eli Lilly & Co., 04-MD-1596, 11-CV---;
- Mid-West National Life Insurance Co. of Tennessee v. Eli Lilly & Co., 04-MD-1596, 11-CV---;
- 3. Local 28 Sheet Metal Workers v. Eli Lilly & Co., 04-MD-1596, 11-CV---;
- Sergeants Benevolent Association Health & Welfare Fund v. Eli Lilly & Co., 04-MD-1596, 11-CV---;
- 5. AFSCME District Council 37 v. Eli Lilly & Co., 04-MD-1596, 11-CV---; and
- United Federation of Teachers Welfare Fund v. Eli Lilly & Co., 04-MD-1596, 11-CV---.

These cases shall proceed as individual actions and are deemed to have been commenced when the original class action was filed. All papers in Nos. 04-MD-1506, 05-CV-2948, 05-CV-4115, 06-CV-0021, and 06-CV-6322 are deemed to be in each of these new files.

so ordered

Jack B. Weinstein

Senior United States District Judge

Date: November 18, 2011 Brooklyn, New York