

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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**In re: AVANDIA MARKETING, SALES  
PRACTICES AND PRODUCTS  
LIABILITY LITIGATION**

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**MDL No. 1871  
07-md-1871**

**THIS DOCUMENT APPLIES TO:**

**See Attachment A**

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**ORDER**

**AND NOW**, this 15<sup>th</sup> day of May 2014, upon consideration of Plaintiffs' Motions to Remand,<sup>1</sup> Defendants' responses, and Plaintiffs' replies thereto, and after a hearing on the Motions, and for the reasons set forth in the accompanying memorandum opinion, it is hereby **ORDERED** that in the following eight cases the Motion to Remand is **GRANTED**:

- Alaimalo, et al. v. McKesson, et al., 13-5870;
- Aaron, et al. v. McKesson, et al., 13-5819;
- Aleem, et al. v. McKesson, et al., 13-5854;
- Allen, et al. v. McKesson, et al., 13-5864;
- Allender, et al. v. McKesson, et al., 13-5858;
- Alvarez, et al. v. McKesson, et al., 13-5869;
- August, et al. v. McKesson, et al., 13-5826;
- Barnes, et al. v. McKesson, et al., 13-5851.

The Motions to Remand are **DENIED** in all other cases listed in Attachment A.

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<sup>1</sup> In addition to appearing on the individual dockets, some of the motions to remand appear on the MDL Docket (see Doc. No. 3696, 3697, 3745).

In each case over which the Court retains jurisdiction, it is further **ORDERED** that, except for the first-named plaintiff, every other plaintiff (and his or her derivative claimants, if any) in the above-captioned actions is hereby severed pursuant to Fed. R. Civ. P. 21. Pursuant to PTO 4 [Doc. No. 122], each severed plaintiff may file a complaint in the Eastern District of Pennsylvania or in another district with proper venue within 30 days of the date of this Order.<sup>2</sup>

It is so **ORDERED**.

**BY THE COURT:**

**/s/ Cynthia M. Rufe**

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**CYNTHIA M. RUFE, J.**

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<sup>2</sup> With regard to the applicable limitations period, any action filed by a severed plaintiff within 30 days of the date of this Order will be deemed to have been filed on the filing date of the original multi-plaintiff complaint from which the plaintiff was severed.

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In re: AVANDIA MARKETING, SALES	:	MDL No. 1871
PRACTICES AND PRODUCTS	:	07-md-1871
LIABILITY LITIGATION	:	
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**Attachment A**

Alaimalo, et al. v. McKesson, et al.	:	13-5870
Ashley, et al. v. McKesson, et al.	:	13-5836
Boreni, et al. v. McKesson, et al.	:	13-5830
Brock, et al. v. McKesson, et al.	:	13-5871
Butler, et al. v. McKesson, et al.	:	13-5873
Cruz, et al. v. McKesson, et al.	:	13-5829
Dudley, et al. v. McKesson, et al.	:	13-5877
Flores, et al. v. McKesson, et al.	:	13-5872
Fortune, et al. v. McKesson, et al.	:	13-5879
Johnson, et al. v. McKesson, et al.	:	13-5831
Jones, et al. v. McKesson, et al.	:	13-5878
Messih, et al. v. McKesson, et al.	:	13-5874
Muniz, et al. v. McKesson, et al.	:	13-5835
Ortiz, et al. v. McKesson, et al.	:	13-5875
Parks, et al. v. McKesson, et al.	:	13-5876
Sage, et al. v. McKesson, et al.	:	13-5832
Yaqub, et al. v. McKesson, et al.	:	13-5833
Zavala, et al. v. McKesson, et al.	:	13-5834

Aaron, et al. v. McKesson, et al.	:	13-5819
Ackerman, et al. v. McKesson, et al.	:	13-5853
Adams, et al. v. McKesson, et al.	:	13-5862
Adkins, et al. v. McKesson, et al.	:	13-5852
Albayrak, et al. v. McKesson, et al.	:	13-5860
Aleem, et al. v. McKesson, et al.	:	13-5854
Allen, et al. v. McKesson, et al.	:	13-5856
Allen, et al. v. McKesson, et al.	:	13-5864
Allen, et al. v. McKesson, et al.	:	13-5821
Allender, et al. v. McKesson, et al.	:	13-5858
Alvarez, et al. v. McKesson, et al.	:	13-5866
Alvarez, et al. v. McKesson, et al.	:	13-5869
Anderson, et al. v. McKesson, et al.	:	13-5849
Anderson, et al. v. McKesson, et al.	:	13-5863
Arvizu, et al. v. McKesson, et al.	:	13-5820

<b>Aud, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5865</b>
<b>August, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5826</b>
<b>Ball, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5818</b>
<b>Barnes, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5851</b>
<b>Buckley, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5850</b>
<b>Dadus, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5859</b>
<b>Esche, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5855</b>
<b>Fields, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5817</b>
<b>Hargrove, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5867</b>
<b>Harrison, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5816</b>
<b>Joshlin, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5857</b>
<b>Lamb, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5825</b>
<b>Myers, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5823</b>
<b>Pacheco, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5827</b>
<b>Pandolfo, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5824</b>
<b>Poff, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5868</b>
<b>Summa, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5861</b>
<b>West, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5828</b>
 <b>Tarango, et al. v. McKesson, et al.</b>	 <b>:</b>	 <b>13-5822</b>
<b>Syrek, et al. v. McKesson, et al.</b>	<b>:</b>	<b>13-5910</b>