

FILED

FEB 18 2010

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ATTEST
By Denise Morgan-Stone on Feb 18, 2010
FOR THE UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

**U.S. DISTRICT COURT
DISTRICT OF R.I.**

**UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION**

Feb 01, 2010

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

**FILED
CLERK'S OFFICE**

**IN RE: KUGEL MESH HERNIA PATCH PRODUCTS
LIABILITY LITIGATION**

MDL No. 1842

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-62)

On June 22, 2007, the Panel transferred 12 civil actions to the United States District Court for the District of Rhode Island for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 493 F.Supp.2d 1371 (J.P.M.L. 2007). Since that time, 1,218 additional actions have been transferred to the District of Rhode Island. With the consent of that court, all such actions have been assigned to the Honorable Mary M. Lisi.

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

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 District of Rhode Island for the reasons stated in the order of June 22, 2007, and, with the consent of that court, assigned to the Honorable Mary M. Lisi.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Rhode Island. The transmittal of this order to said Clerk shall be stayed 14 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 14-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is pending at this time, the stay is lifted.
Feb 18, 2010
CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:

Jeffery N. Luthi
Jeffery N. Luthi
Clerk of the Panel

Stamp: **UNITED STATES JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**
David D'Amico
By *Paulette J. Debra*
Clerk

**IN RE: KUGEL MESH HERNIA PATCH PRODUCTS
LIABILITY LITIGATION**

MDL No. 1842

SCHEDULE CTO-62 - TAG-ALONG ACTIONS

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>RHODE ISLAND CASE NUMBER</u>
ALABAMA NORTHERN		
ALN 2 09-2485	Bernard Rabinovitz v. Davol, Inc., et al.	CA 10-3078
ALN 2 09-2486	Keanna Fraiser v. Davol, Inc., et al.	CA 10-3079
ALN 2 09-2592	Douglas H. Greer, et al. v. Davoll, Inc., et al.	CA 10-3080
ARKANSAS EASTERN		
ARE 4 10-7	Laveta Larson v. Davol, Inc., et al.	CA 10-3081
ARE 4 10-8	Barbara Cline v. Davol, Inc., et al.	CA 10-3082
CALIFORNIA CENTRAL		
CAC 2 09-7029	Gail Kornfield, et al. v. Davol, Inc., et al.	CA 10-3083
CAC 5 09-1676	Rita Hall v. Davol, Inc., et al.	CA 10-3084
CAC 5 09-2257	Margaret Lara Silva v. Davol, Inc., et al.	CA 10-3085
CAC 8 09-1305	Majid Kalhor, et al. v. Davol, Inc., et al.	CA 10-3086
CALIFORNIA EASTERN		
CAE 1 09-1570	Deena Cedergren, et al. v. Davol, Inc., et al.	CA 10-3087
CAE 2 09-2492	Cindy Bartsch v. Davol, Inc., et al.	CA 10-3088
CAE 2 09-2531	Gary Sapeta v. Davol, Inc., et al.	CA 10-3089
FLORIDA MIDDLE		
FLM 2 09-829	Wayne J. Smith v. Davol, Inc., et al.	CA 10-3090
FLM 3 09-1188	Ida Farano v. Davol, Inc.	CA 10-3091
FLM 3 10-8	Kathleen Kramer, et al. v. Davol, Inc., et al.	CA 10-3092
FLM 8 09-2627	Mary Zambanini v. Davol, Inc., et al.	CA 10-3093
FLM 8 09-2629	Wayne Worman v. Davol, Inc., et al.	CA 10-3094
FLM 8 10-17	Francis Merrigan v. Davol, Inc., et al.	CA 10-3095
FLORIDA SOUTHERN		
FLS 0 09-61998	Alicia L. Diaz v. Davol, Inc., et al.	CA 10-3096
FLS 9 09-82372	Diane Riley v. Davol, Inc., et al.	CA 10-3097
FLS 9 09-82469	Joyce Williams v. Davol, Inc., et al.	CA 10-3098
INDIANA SOUTHERN		
INS 3 09-183	Malinda C. Lewis, et al. v. Davol, Inc., et al.	CA 10-3099

MDL No. 1842 - Schedule CTO-62 Tag -Along Actions (Continued)

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>RHODE ISLAND CASE NUMBER</u>
MINNESOTA		
MN 0 09-3221	Rodney Erickson v. Davol, Inc., et al.	CA 10-3100
MN 0 09-3224	Gary Hall v. Davol, Inc., et al.	CA 10-3101
MN 0 09-3325	Barbara Kitson v. Davol, Inc., et al.	CA 10-3102
MN 0 09-3326	Jackie Madsen v. Davol, Inc., et al.	CA 10-3103
MN 0 09-3334	Barbara Miller v. Davol, Inc., et al.	CA 10-3104
MN 0 09-3417	Tracy Jones v. Davol, Inc., et al.	CA 10-3105
MN 0 09-3418	Rick Aurich v. Davol, Inc., et al.	CA 10-3106
MN 0 09-3432	Lonnie Fuller v. Davol, Inc., et al.	CA 10-3107
MN 0 09-3469	Dawn Wollin-Howarth v. Davol, Inc., et al.	CA 10-3108
MN 0 09-3471	Robert Florian v. Davol, Inc., et al.	CA 10-3109
MN 0 09-3498	Dorothy Wade v. Davol, Inc., et al.	CA 10-3110
MN 0 09-3499	Douglas Prezzano v. Davol, Inc., et al.	CA 10-3111
MN 0 09-3500	Shirley Wolf v. Davol, Inc., et al.	CA 10-3112
MN 0 09-3501	Jennifer Griffith v. Davol, Inc., et al.	CA 10-3113
MN 0 09-3502	Ardel Williams v. Davol, Inc., et al.	CA 10-3114
MN 0 09-3545	Rita Hawn v. Davol, Inc., et al.	CA 10-3115
MN 0 09-3598	Betty Baker v. Davol, Inc., et al.	CA 10-3116
MN 0 09-3638	Patricia Dederer v. Davol, Inc., et al.	CA 10-3117
MN 0 09-3670	Yolanda Hatcher v. Davol, Inc., et al.	CA 10-3118
MN 0 09-3687	Daniel Kovacs v. Davol, Inc., et al.	CA 10-3119
MN 0 09-3688	Earline Chatagnier v. Davol, Inc., et al.	CA 10-3120
MN 0 09-3689	Thomas Butler v. Davol, Inc., et al.	CA 10-3121
MN 0 09-3706	Kathleen Caserta v. Davol, Inc., et al.	CA 10-3122
MN 0 09-3723	Donald Craven v. Davol, Inc., et al.	CA 10-3123
MN 0 10-47	Alan Sundem v. Davol, Inc., et al.	CA 10-3124
MN 0 10-48	Richard Jackson v. Davol, Inc., et al.	CA 10-3125
MN 0 10-49	Opal Esakov v. Davol, Inc., et al.	CA 10-3126
MN 0 10-50	Michael Keene v. Davol, Inc., et al.	CA 10-3127
MN 0 10-51	Darwin Dick v. Davol, Inc., et al.	CA 10-3128
MN 0 10-52	Brenda Ricketts v. Davol, Inc., et al.	CA 10-3129
MISSOURI WESTERN		
MOW 4 10-51	Gladys Morrison v. Davol, Inc., et al.	CA 10-3130
NORTH CAROLINA EASTERN		
NCE 5 09-511	Rose S. Louque, et al. v. Davol, Inc., et al.	CA 10-3131
NCE 5 09-529	Connie Scott, et al. v. Davol, Inc., et al.	CA 10-3132
NCE 7 09-200	William H. Fiedler, et al. v. Davol, Inc., et al.	CA 10-3133
NCE 7 09-202	James Clarence Jackson v. Davol, Inc., et al.	CA 10-3134

MDL No. 1842 - Schedule CTO-62 Tag -Along Actions (Continued)

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>RHODE ISLAND CASE NUMBER</u>
NORTH CAROLINA WESTERN		
NCW 1 09-433	Donald R. Smith v. Davol, Inc., et al.	CA 10-3135
NCW 3 09-518	Earline E. Ervin-Hutchinson, et al. v. Davol, Inc., et al.	CA 10-3136
NCW 5 09-130	Ralph Lerch, et al. v. Davol, Inc., et al.	CA 10-3137
NEBRASKA		
NE 4 09-3242	Marilyn J. Thomsen, et al. v. Davol, Inc., et al.	CA 10-3138
NE 4 09-3250	Janelle Nosal, et al. v. Davol, Inc., et al.	CA 10-3139
NEW YORK EASTERN		
NYE 1 09-5391	Lisa Bowling v. Davol, Inc., et al.	CA 10-3140
NYE 1 09-5392	Justo Perez, et al. v. Davol, Inc., et al.	CA 10-3141
NYE 1 09-5551	Caren Ball v. Davol, Inc., et al.	CA 10-3142
NYE 1 09-5552	Bobby Stancil v. Davol, Inc., et al.	CA 10-3143
NYE 1 09-5554	Sandra Timmons, et al. v. Davol, Inc., et al.	CA 10-3144
NYE 2 09-5390	Carolann Fierst, et al. v. Davol, Inc., et al.	CA 10-3145
NEW YORK NORTHERN		
NYN 1 09-1113	Mary Martin v. Davol, Inc., et al.	CA 10-3146
OHIO NORTHERN		
OHN 1 09-2784	Mary Jane Meeks v. Davol, Inc., et al.	CA 10-3147
OHIO SOUTHERN		
OHS 2 09-1122	Sheena Bowers v. Davol, Inc., et al.	CA 10-3148
PENNSYLVANIA WESTERN		
PAW 3 09-316	James L. Eirich, Sr., et al. v. Davol, Inc., et al.	CA 10-3149

**IN RE: KUGEL MESH HERNIA PATCH PRODUCTS
LIABILITY LITIGATION**

MDL No. 1842

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**IN RE: KUGEL MESH HERNIA PATCH PRODUCTS
LIABILITY LITIGATION**

MDL No. 1842

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MDL No. 1842 - Involved Judges List (CTO-62) (Continued)

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**IN RE: KUGEL MESH HERNIA PATCH PRODUCTS
LIABILITY LITIGATION**

MDL No. 1842

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Robert V. Barth, Jr., Clerk
U.S. District Court
208 Penn Traffic Building
319 Washington Street
Johnstown, PA 15901