



UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**May 04, 2010**

FILED  
CLERK'S OFFICE

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION**

MDL No. 1968

(SEE ATTACHED SCHEDULE)

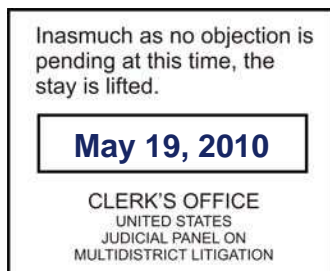
**CONDITIONAL TRANSFER ORDER (CTO-31)**

On August 13, 2008, the Panel transferred eight civil actions to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 571 F.Supp.2d 1376 (J.P.M.L. 2008). Since that time, 260 additional actions have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R. Goodwin.


It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

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 Southern District of West Virginia for the reasons stated in the order of August 13, 2008, and, with the consent of that court, assigned to the Honorable Joseph R. Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. 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.



FOR THE PANEL:


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 Jeffery N. Lüthi  
 Clerk of the Panel

SCHEDULE CTO-31 - TAG-ALONG ACTIONS

DIST. DIV. C.A. #

CASE CAPTION

CALIFORNIA CENTRAL

CAC 5 10-518

Wayne F. Konczal, et al. v. Actavis Totowa, LLC, et al.

CALIFORNIA EASTERN

CAE 1 10-604

Betty McNish, et al. v. Actavis Totowa, LLC, et al.

CONNECTICUT

CT 3 10-513

Eleanor Boemmels v. Actavis Group hf, et al.

MINNESOTA

MN 0 10-1099

Helen Garry, etc. v. Actavis Totowa, LLC, et al.

MISSOURI EASTERN

MOE 4 10-571

Roberta M. Steele, etc. v. Actavis Totowa, LLC, et al.

MISSISSIPPI NORTHERN

MSN 4 10-23

The Estate of Isaac Johnson, Sr. v. Actavis Totowa, LLC, et al.

NEW YORK WESTERN

NYW 1 10-239

Terry Equils v. Actavis Totowa, LLC, et al.

OHIO NORTHERN

OHN 1 10-757

James Lunder, et al. v. Actavis Totowa, LLC, et al.

OHN 4 10-756

Barbara Tacy, et al. v. Actavis Totowa, LLC, et al.

OKLAHOMA WESTERN

OKW 5 10-269

Kathleen Koehne, etc. v. Actavis Totowa, LLC, et al.

TEXAS NORTHERN

TXN 3 10-610

Anna Walker, etc. v. Actavis Totowa, LLC, et al.