

**BEFORE THE
UNITED STATES JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION**

IN RE: PRADAXA PRODUCT
LIABILITY LITIGATION

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MDL No. _____

**MOTION OF PLAINTIFF FOR TRANSFER OF ACTIONS TO THE SOUTHERN
DISTRICT OF ILLINOIS PURSUANT TO 28 U.S.C. § 1407 FOR COORDINATED
OR CONSOLIDATED PRETRIAL PROCEEDINGS**

On May 14, 2012, Plaintiff Vera Lee Sellers filed *Vera Lee Sellers vs. Boehringer Ingelheim Pharmaceuticals, Inc., et al.* in the Southern District of Illinois, East St. Louis Division, Case No. 3:12-cv-00615. Pursuant to 28 U.S.C. §1407 and Rule 7.2(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, Plaintiff respectfully moves the United States Judicial Panel on Multidistrict Litigation (the “Panel”) for an Order transferring the currently filed cases identified in the included Schedule of Actions (“Actions”), as well as any cases subsequently filed involving similar facts or claims (“tag along cases”) to the United States District Court for the Southern District of Illinois, and to consolidate and coordinate all cases for pretrial proceedings before the Honorable David R. Herndon, United States District Judge, Southern District of Illinois. There are currently eight (8) filed cases pending in this jurisdiction before the Honorable David R. Herndon.

Transfer for pretrial consolidation and coordination is proper and necessary for the following reasons:

1. These Actions allege numerous causes of action relating to a defective drug, Pradaxa®, manufactured by the Defendants. The claims include, but are not limited to, failure to warn, design defect, manufacturing defect, breach of warranty, and

claims associated with conduct that imposes liability associated with the marketing and sales of Pradaxa®.

2. There are currently twenty-one (21) actions pending in twelve (12) district courts that assert similar claims. Besides the instant action, cases have been filed in the district courts of Illinois, Tennessee, Kentucky, Oklahoma, Connecticut, and Louisiana. Upon information and belief, Counsel for Plaintiff anticipates that more than 500 additional complaints will be filed in the near future.

3. Each of these Actions arise out of the same or similar nucleus of operative facts, and all arise out of the same or similar alleged wrongful conduct.

4. Each of these Actions will involve the resolution of the same or similar questions of fact and law, as they all arise from Defendants' same and similar wrongful conduct.

5. Discovery conducted in each of these Actions will be substantially similar and will involve the same documents and witnesses, because each action arises from the same or similar nucleus of operative facts.

6. No discovery has commenced in any of the filed actions. Therefore, no prejudice or inconvenience will result from the transfer, coordination and consolidation of the related Actions to the Southern District of Illinois.

For the reasons stated above, as well as in more detail in the accompanying Brief in Support, the transfer, coordination and consolidation of the Actions and subsequent tag along cases to the Southern District of Illinois will promote the just and efficient administration of the Actions.

Accordingly, Plaintiff respectfully requests that the actions noted on the annexed Schedule of Actions be transferred to the Southern District of Illinois for consolidation and coordinated proceedings before the Honorable Judge David R. Herndon.

Dated this 30th day of May, 2012

Respectfully submitted,

s/ Ryan L. Thompson

Ryan L. Thompson

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ATTORNEYS FOR PLAINTIFFS IN THE FOLLOWING ACTIONS :

Case No. 3:12-cv-00615; *Vera Lee Sellers vs. Boehringer Ingelheim Pharmaceuticals, Inc.; Boehringer Ingelheim Corporation; Boehringer Ingelheim USA Corporation; and Boehringer Ingelheim Vetmedica, Inc.*; In the United States District Court for the Southern District of Illinois, East St. Louis Division.

Case No. 5:12-cv-00266-W; *Jerald R. Radcliff and Debbie Radcliff vs. Boehringer Ingelheim Pharmaceuticals, Inc.; Boehringer Ingelheim Pharma GMBH & Go. KG; Boehringer Ingelheim International GMBH; and Bidachem S.P.A.*; In the United States District Court for the Western District of Oklahoma.

Case No. 6:12-cv-00061-GFVT; *Janet Cornelius, Individually and as Administrator of the Estate of Floyd Cornelius, Deceased vs. Boehringer Ingelheim Pharmaceuticals, Inc.; Boehringer Ingelheim Pharma GMBH & Go. KG; Boehringer Ingelheim International GMBH; and Bidachem S.P.A.*; In the United States District Court for the Eastern District of Kentucky, London Division.

Case No. 3:12-cv-00131-JGH; *Donald Ray Pawley and Sheila M. Pawley vs. Boehringer Ingelheim Pharmaceuticals, Inc.; Boehringer Ingelheim Pharma GMBH & Go. KG; Boehringer Ingelheim International GMBH; and Bidachem S.P.A.*; In the United States District Court for the Western District of Kentucky, Louisville Division.

Case No. 6:12-cv-00572; *Garland James Lege and Patricia A. Lege vs. Boehringer Ingelheim Pharmaceuticals, Inc.; Boehringer Ingelheim Pharma GMBH & Go. KG; Boehringer Ingelheim International GMBH; and Bidachem S.P.A.*; In the United States District Court for the Western District of Louisiana.

Case No. 6:12-cv-00045-GFVT; *Helen Jean Hawkins and John Edward Hawkins vs. Boehringer Ingelheim Pharmaceuticals, Inc.; Boehringer Ingelheim Pharma GMBH & Go. KG; Boehringer Ingelheim International GMBH; and Bidachem S.P.A.*; In the United States District Court for the Eastern District of Kentucky, London Division.

Case No. 3:12-cv-00103; *Bertha Bivens, Individually and as Representative of the Estate of Nancy Brummett, Deceased vs. Boehringer Ingelheim Pharmaceuticals, Inc.; Boehringer Ingelheim Pharma GMBH & Go. KG; Boehringer Ingelheim International GMBH; and Bidachem S.P.A.*; In the United States District Court for the Eastern District of Tennessee, Northern Division.

Case No. 3:12-cv-00116; *Edward Stair, Jr. vs. Boehringer Ingelheim Pharmaceuticals, Inc.; Boehringer Ingelheim Pharma GMBH & Go. KG; Boehringer Ingelheim International GMBH; and Bidachem S.P.A.*; In the United States District Court for the Eastern District of Tennessee, Northern Division.

Case No. 3:12-cv-00480; *Amanda Scott, Individually and as Representative of the Estate of Ray Herndon Celsor, deceased vs. Boehringer Ingelheim Pharmaceuticals, Inc., Boehringer Ingelheim Corporation, Boehringer Ingelheim USA Corporation, Boehringer Ingelheim Vetmedica, Boehringer Ingelheim Pharma GMBH & Co. KG, and Boehringer Ingelheim International GMBH*; In the United States District Court for the Middle District of Tennessee, Nashville Division.