

BEFORE THE JUDICIAL PANEL  
ON MULTIDISTRICT LITIGATION

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In Re: AndroGel Product Liability Litigation

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) MDL Docket No. 2545  
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**RESPONSE OF ABBVIE, ABBOTT LABORATORIES,  
ELI LILLY, AND ENDO PHARMACEUTICALS  
TO PLAINTIFFS' MOTION  
FOR TRANSFER, COORDINATION, AND/OR CONSOLIDATION**

Defendants AbbVie Inc., Abbott Laboratories, Eli Lilly and Company, Lilly USA LLC, and Endo Pharmaceuticals Inc. hereby respond to Plaintiffs' original transfer motion and the responses to it, and urge the Panel to centralize the pending testosterone replacement therapy product liability lawsuits before the Honorable Matthew F. Kennelly of the Northern District of Illinois.

**INTRODUCTION**

These actions all allege, in substantially identical complaints, that men were treated with testosterone replacement medications and then suffered an injury such as heart attack or stroke. The Panel should centralize all of them in one district.

The statutory criteria are plainly met. The cases all involve one or more common questions of fact, such as whether testosterone replacement therapies are even capable of causing the complained-of injuries. Centralizing the cases for coordinated pre-trial proceedings would also be for the convenience of the parties and witnesses, and it would promote the just and efficient conduct of these actions. At the time of this writing, there are 74 testosterone replacement therapy cases pending in 7 different United States District Courts. 56 of those cases—76 percent of all pending federal cases—are consolidated in the Northern District of

Illinois before Judge Kennelly. The pending federal cases are collectively being handled by over 35 plaintiffs' law firms. Plaintiffs' counsel who filed the original MDL motion has stated, in a Brief to the Panel, that thousands more cases, brought by even more plaintiffs' lawyers, are soon on the way. Without the establishment of a coordinated proceeding, the parties and judiciary will face inconsistent rulings, duplicative discovery, and likely scheduling conflicts in attempting to litigate these cases effectively and efficiently.

The best choice for centralization, as stated in the original MDL motion, is the Northern District of Illinois. For these testosterone replacement therapy cases in particular, that court is superior to every alternative, in that the Northern District of Illinois is:

- Preferred by most parties, including most Plaintiffs, most Defendants (AbbVie, Abbott Laboratories, Eli Lilly, Lilly USA, and Endo Pharmaceuticals), and one Defendant (Auxilium Pharmaceuticals) that objects to an MDL but agrees that the Northern District of Illinois is the best transferee court if an industry-wide MDL is ordered;
- Home of the first-filed cases;
- Where most of the testosterone replacement therapy cases are pending: 56 of 74 currently pending federal cases, or nearly 80% of the federal cases;
- Where the cases have progressed the furthest;
- The home of AbbVie, Abbott Laboratories, and their witnesses and documents;
- Centrally located and easily accessible; and
- Proven adept at handling MDL litigation.

The fact that the largest number of cases have been brought in the Northern District of Illinois is not surprising, because AbbVie sells AndroGel, which has a leading share of the U.S. testosterone replacement market that has been estimated at approximately 60 percent. When considering all factors, the center of gravity of the testosterone replacement therapy litigation is in the Northern District of Illinois.

The other potential transferee courts that have been proposed so far are very able courts in general, but they are not the most appropriate courts to handle a testosterone replacement

therapy MDL in particular. The Eastern District of Louisiana has just 6 of the 74 federal cases, and it is the first choice of only the Plaintiffs in those cases. It is the home of no Defendant's headquarters or evidence, it is not centrally located for parties spread across the nation, and the cases there have not advanced. The situation is similar in the Eastern District of Pennsylvania, the only notable exception being that two Defendants are located there. But one of them, Endo Pharmaceuticals, prefers the Northern District of Illinois, as does the other (Auxilium Pharmaceuticals) if the Panel grants an industry-wide MDL. The third proposed transferee court, the District of Colorado, has only one case, it is not the location of any Defendant, it is not centrally located, and no one besides the sole Colorado Plaintiff and his Colorado counsel prefers it.

Within the Northern District of Illinois, the moving Plaintiffs are correct that Judge Kennelly should receive the centralized cases. He is an able and experienced MDL jurist, the very first of the testosterone replacement therapy cases in the nation was assigned to him, and a total of 56 Northern District of Illinois cases have already been (or soon will be) reassigned to him for consolidated pretrial proceedings. He has far more cases, and he knows more about them, than any other judge in the country.

For all of these reasons and those stated below, AbbVie, Abbott Laboratories, Eli Lilly, Lilly USA, and Endo Pharmaceuticals respectfully urge the Panel to transfer all of the testosterone replacement therapy product liability cases to an MDL in the Northern District of Illinois and assign them to Judge Kennelly for consolidated and coordinated pre-trial proceedings.

## **BACKGROUND**

### **A. Hypogonadism and Testosterone Replacement Therapies**

Hypogonadism is a medical condition that in men is characterized by low or no testosterone. A large body of literature from the last 20 years has linked low testosterone levels in men to cardiovascular events such as heart attack or stroke. The literature has also established that higher levels of testosterone are associated with a lower risk of cardiovascular events in men with otherwise low testosterone. For example, one recent article reviewed over 100 studies and found that low levels of testosterone are associated with higher rates of mortality, including cardiovascular-related mortality.<sup>1</sup> Another recent study found that testosterone replacement therapies in men who had hypogonadism resulted in a 39 percent decrease in mortality risk.<sup>2</sup> For the past 20 years, the FDA has approved testosterone replacement therapies for men with hypogonadism.

Each of the Defendants filing this Response provides FDA-approved prescription medications for use in testosterone replacement therapy. Those medications are supplied in various forms, including gels, injectable medications, patches, and tablets.<sup>3</sup>

### **B. The FDA and Recent Testosterone Studies**

On January 31 of this year, the FDA announced that it is investigating the risk of stroke, heart attack, and death in men taking FDA-approved testosterone replacement therapies.<sup>4</sup> The

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<sup>1</sup> Oskui et al., Testosterone and the Cardiovascular System: A Comprehensive Review of the Clinical Literature, *Journal of the American Heart Association* (2013).

<sup>2</sup> Shores et al., Testosterone Treatment and Mortality in Men with Low Testosterone Levels, *The Journal of Clinical Endocrinology and Metabolism* (2012).

<sup>3</sup> The different forms of testosterone replacement therapies may deserve or require some degree of differing treatment in the litigation. This issue can be addressed as appropriate by the transferee judge.

<sup>4</sup> The announcement is available at <http://www.fda.gov/drugs/drugsafety/ucm383904.htm>.

FDA made this announcement in response to two recent studies that suggested an increased risk of cardiovascular events among groups of men who were prescribed testosterone replacement therapies.

The first of those studies appeared in November 2013 in the *Journal of the American Medical Association (JAMA)*. It has been widely criticized in the medical community, and there is now a petition, signed by 25 medical societies, to have it retracted.<sup>5</sup> The admitted errors in the study—one of which was including 100 women in a study about male testosterone therapy<sup>6</sup>—have already resulted in two public corrections. Moreover, the men in the study were already in poor health (for example, they had all undergone cardiac catheterization, and 55 percent had obstructive coronary artery disease),<sup>7</sup> and they continued to have low testosterone even after the treatment with testosterone therapy,<sup>8</sup> raising the possibility that these men were at risk for cardiovascular events by virtue of their medical histories and low testosterone, rather than because of medical efforts to treat them. Finally, only 1.1 percent of the study participants used a testosterone gel, which provides testosterone at a relatively lower concentration than other forms of therapy. The study did not report whether even a single man using gel suffered a cardiovascular event.

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<sup>5</sup> News of the petition is available at <http://www.prnewswire.com/news-releases/twenty-five-medical-societies-join-androgen-study-group-to-petition-jama-to-retract-misleading-testosterone-study-254707661.html>.

<sup>6</sup> See the correction at <http://jama.jamanetwork.com/article.aspx?articleid=1835478>. The warning labels for testosterone gels warn women against even “secondary exposure”—that is, touching a man’s skin where the gel was applied.

<sup>7</sup> Does Testosterone Cause Heart Attacks? A Response to JAMA, available at <http://truttmd.com/testosterone-cause-heart-attacks-response-jama/>.

<sup>8</sup> Response to Media Reports Association Testosterone Treatment with Greater Heart Attack Risk, available at <https://www.lef.org/featured-articles/Response-to-Media-Reports-Associating-Testosterone-Treatment-with-Greater-Heart-Attack-Risk.htm>.

The second study appeared in January 2014 in the *PLoS One* journal. It examined a database of health care records for a group of men who were prescribed testosterone replacement therapies, comparing them to records for men who were prescribed erectile dysfunction drugs. The choice of men using erectile dysfunction drugs was inappropriate, because such drugs can have a beneficial effect on certain cardiovascular conditions.<sup>9</sup> In any event, the study found that testosterone replacement therapies did **not** increase the risk of heart attack or stroke in men under age 65 who had no prior cardiovascular issues.

The FDA cautioned that it is continuing to evaluate these studies and other available data. The FDA also stated:

At this time, FDA has **not** concluded that FDA-approved testosterone treatment increases the risk of stroke, heart attack or death. Patients should **not** stop taking prescribed testosterone products without first discussing any questions or concerns with their health care professionals. Health care professionals should consider whether the benefits of FDA-approved testosterone treatment [are] likely to exceed the potential risks of treatment. The prescribing information in the drug labels of FDA-approved testosterone products should be followed.

(emphasis added).

### **C. Testosterone Replacement Therapy Product Liability Lawsuits**

Within days of the FDA's announcement, lawsuits began to be filed alleging personal injuries from treatment with testosterone replacement therapies. The first group of cases was filed against AbbVie<sup>10</sup> and Abbott Laboratories, for the testosterone gel AndroGel, in the Northern District of Illinois.

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<sup>9</sup> Pharmacologic Therapy for Erectile Dysfunction and its Interaction with the Cardiovascular System, *Journal of Cardiovascular Pharmacology and Therapeutics*, available at <http://www.ncbi.nlm.nih.gov/pubmed/24281316>.

<sup>10</sup> AbbVie was established as an independent, publicly traded company at the beginning of 2013 from the pharmaceutical business of Abbott Laboratories, which no longer sells AndroGel in the United States.

The very first of these cases was assigned to Judge Matthew F. Kennelly. On March 14, 2014, the Executive Committee of the Northern District of Illinois ordered that 30 of these actions be consolidated before Judge Kennelly for coordinated pretrial proceedings. As additional cases are filed in the Northern District of Illinois, they are added to the consolidated proceedings. The proceedings before Judge Kennelly include 56 cases that are already (or are about to be) consolidated. The Defendants in the cases before Judge Kennelly are AbbVie, Abbott, Lilly USA, Eli Lilly, Endo, Auxilium, Actavis, and Watson.

In addition to the 56 cases in the Northern District of Illinois, at the time of this writing there are 18 other testosterone replacement therapy product liability actions pending in 6 other United States District Courts, for a grand total of 74. The other districts are the Eastern District of Pennsylvania (8 cases), the District of Colorado (1 case), the Eastern District of Louisiana (6 cases), the Western District of Louisiana (1 case), the Middle District of Florida (1 case), and the District of Nevada (1 case). Two of these are pleaded as class actions. One, in the Eastern District of Louisiana, seeks certification of a statewide class of AndroGel users. The other, in the Eastern District of Pennsylvania, seeks certification of a nationwide class of Androderm and Depo-Testosterone users.

In 11 of the federal cases, the Plaintiff claims to have been treated with two or more testosterone replacement medications and named two or more companies as co-Defendants. By far the most common co-Defendants are AbbVie and Abbott Laboratories, one or both of which is named in 10 of the 11 cases in federal court involving claims based on the use of more than one product.

The Schedule of Actions attached as Exhibit A identifies all of the pending testosterone replacement therapy product liability actions pending in federal court. These include actions not

previously identified by the moving or responding Plaintiffs. The docket sheets and complaints for the 8 potential tag-along actions not previously identified are being filed contemporaneously in accordance with the Panel's rules.

The complaints in all of these actions are very similar. They all allege the FDA's announcement, the two recent studies, and the claim that the plaintiff was treated with one or more testosterone replacement therapy medications and suffered a heart attack, stroke, or other ailment. They also assert, with some variations, the same core causes of action: strict liability (failure to warn), negligence, breach of implied warranty, breach of express warranty, fraud, and negligent misrepresentation. (Some complaints add additional causes of action.) The great majority of the complaints are all but photocopies of each other. Just a few short paragraphs in each complaint are specific to the plaintiff, generally identifying his state of residence, age, and medical injury.

All of these cases are in the earliest stages of litigation. Some of the summons and complaints have not yet been served. The most advanced cases are the ones included in the consolidated proceeding in the Northern District of Illinois. Judge Kennelly has held a status hearing, set a briefing schedule for a motion to dismiss for 39 of the cases, and directed the parties to confer regarding a document preservation order, a protective order, certain matters related to electronically stored information, and the format of a plaintiff's fact sheet. (Ex. B, Pretrial Order No. 2.)

New testosterone replacement therapy cases continue to be filed on an almost daily basis. The moving Plaintiffs' Brief (at 6) states that thousands of additional cases are going to be filed. This echoes statements that counsel made during the proceedings that resulted in the consolidation of the cases before Judge Kennelly, where it was represented that individual



plaintiffs' firms have hundreds of cases under active review. These soon-to-be-filed cases should be taken into account as the Panel decides whether to create an MDL.

### **ARGUMENT**

**I. All of the testosterone replacement therapy product liability actions should be centralized in one District Court for coordinated and consolidated pretrial proceedings.**

Section 1407(a) directs the Panel to centralize in a single district all civil actions “involving one or more common questions of fact” if the Panel determines that centralizing “will be for the convenience of the parties and witnesses and will promote the just and efficient conduct of such actions.” Each criteria is satisfied here.

Although Defendants strongly disagree with the many superfluous statements in Plaintiffs' briefs about the merits of the claims in these cases, Defendants do agree that these cases present one or more common questions of fact. One common question of fact is whether FDA-approved testosterone replacement therapies are capable of causing the complained-of injuries at all. There will, of course, be many important individual issues in these cases, such as whether each plaintiff's injury was actually caused by treatment with the testosterone replacement medication he claims to have used, but the requirement of “one or more common questions of fact” is plainly met. In that regard, these testosterone replacement therapy cases are similar to other pharmaceutical product liability cases, which the Panel has routinely recognized as appropriate for an MDL.<sup>11</sup>

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<sup>11</sup> See, e.g., *In re Yasmin, Yaz (Drospirenone) Mktg., Sales Practices & Prods. Liab. Litig.*, 655 F. Supp. 2d 1343 (J.P.M.L. 2009) (oral contraceptive drugs); *In re Bextra and Celebrex Prods. Liab. Litig.*, 391 F. Supp. 2d 1377 (J.P.M.L. 2005) (anti-inflammatory drugs); *In re Accutane Prods. Liab. Litig.*, 343 F. Supp. 2d 1382 (J.P.M.L. 2004) (acne drug); *In re Zyprexa Prods. Liab. Litig.*, 314 F. Supp. 2d 1380 (J.P.M.L. 2004) (drug used to treat schizophrenia); *In re Paxil Prods. Liab. Litig.*, 296 F. Supp. 2d 1374 (J.P.M.L. 2003) (anti-depressant drug); *In re Prempro Prods. Liab. Litig.*, 254 F. Supp. 2d 1366 (J.P.M.L. 2003) (hormone therapy drug); *In re Meridia Prods. Liab. Litig.*, 217 F. Supp. 2d 1377 (J.P.M.L. 2002) (weight-loss drug).

Defendants also agree that coordinated proceedings in a single district court will serve the convenience of the parties and witnesses and promote the just and efficient conduct of the litigation. Given that the complaints make nearly identical allegations and seek relief under the same common core causes of action, pretrial rulings on the same or similar issues without consolidation would be sure to generate inconsistent results. Coordinating the actions before a single judge will eliminate this problem. *See, e.g., In re Zimmer Nexgen Knee Implant Prods. Liab. Litig.*, 802 F. Supp. 2d 1374, 1376 (J.P.M.L. 2011) (consolidation “will eliminate duplicative discovery, prevent inconsistent pretrial rulings on *Daubert* and other pretrial issues, and conserve the resources of the parties, their counsel and the judiciary”); *see also* Manual for Complex Litig., Fourth, § 22.33 (“Centralization serves judicial economy by avoiding duplication of discovery, preventing inconsistent or repetitive rulings, and conserving the financial resources of the parties, their counsel, and the judiciary.”).

In addition, individual Plaintiffs are certain to seek the same discovery from Defendants, including production of the same documents and the deposition testimony of the same witnesses. For their part, Defendants are likely to seek similar types of information and documents from each Plaintiff. A single pretrial discovery plan administered by one judge will therefore clearly benefit the parties, witnesses, and judiciary. *See, e.g., In re Pharmastem Therapeutics, Inc. Patent Litig.*, 360 F. Supp. 2d 1362, 1364 (J.P.M.L. 2005) (MDL will ensure “all parties’ legitimate discovery needs while ensuring that common parties and witnesses are not subjected to discovery demands which duplicate activity that has already occurred or is occurring in other actions”).

Centralizing the testosterone replacement therapy actions is also warranted due to the large number of plaintiffs’ counsel already involved in these cases. The complaints on file at the

time of this writing identify over 35 different plaintiffs' law firms, and the moving Plaintiffs' Brief (at 2) states that more plaintiffs' law firms are expected to file cases. It would be extraordinarily difficult, and perhaps not possible, to coordinate the efforts of and responses to dozens of different plaintiffs' firms without a coordinated proceeding.

The fact that many of these cases involve more than one product and more than one Defendant is a strong reason for *all* of the testosterone replacement therapy actions—not just the AndroGel cases that are the focus of the original MDL motion—to be centralized. If only the AndroGel cases are centralized, the co-Defendants who were also sued in some of those cases would find themselves litigating in both the AndroGel MDL and in the courts that have the non-AndroGel cases. The benefits and efficiencies of an MDL would be lost for those Defendants and the plaintiffs in those cases. But if for any reason the Panel determines that an industry-wide MDL is inappropriate, AbbVie and Abbott Laboratories join the moving Plaintiffs' request to have all of the AndroGel cases centralized.

## **II. The actions should be centralized before Judge Kennelly in the Northern District of Illinois.**

Defendants also agree with the moving Plaintiffs that the AndroGel cases should be centralized in the Northern District of Illinois, and specifically before Judge Kennelly.

According to the factors that the Panel commonly considers, *see, e.g.*, Manual for Complex. Litig., Fourth, § 22.33, the Northern District of Illinois is the ideal district for centralizing these cases. Its advantages include all of the following:

- *Preferences of the parties.* AbbVie, Abbott Laboratories, Eli Lilly, Lilly USA, Endo Pharmaceuticals, and 56 of the 74 Plaintiffs whose cases are in federal court all prefer the Northern District of Illinois.
- *Location of the first-filed action.* The first case was filed in the Northern District of Illinois and assigned to Judge Kennelly. *In re Mentor Corp. ObTape Transobturator Sling Prods. Liab. Litig.*, 588 F. Supp. 2d 1374, 1375 (J.P.M.L. 2008); *In re Levaquin*

*Prods. Liab. Litig.*, 560 F. Supp. 2d 1384, 1385 (J.P.M.L. 2008). In fact the first several cases were filed in the Northern District of Illinois.

- *Concentration of the actions.* The Northern District of Illinois has by far the most cases, and they have already been consolidated before Judge Kennelly. *In re Mentor Corp. ObTape Transobturator Sling Prods. Liab. Litig.*, 588 F. Supp. 2d at 1375; *In re Levaquin Prods. Liab. Litig.*, 560 F. Supp. 2d at 1385; *In re Incretin Mimetics Prods. Liab. Litig.*, 2013 WL 4838859, at \*2 (J.P.M.L.); *In re Mirapex Prods. Liab. Litig.*, 493 F. Supp. 2d 1376, 1377 (J.P.M.L. June 22, 2007).
- *Pretrial progress of the actions.* The cases before Judge Kennelly have made the most progress. *Id.* The briefing schedule for a motion to dismiss has been set, and pre-discovery activities, such as negotiation of a protective order, are underway.
- *Proximity to parties, documents, and witnesses.* AbbVie and Abbott Laboratories are both located in the Northern District of Illinois, so their documents and witnesses are here. *See, e.g., In re Navistar 6.0 L Diesel Engine Prods. Liab. Litig.*, 777 F. Supp. 2d 1347, 1348 (J.P.M.L. 2011) (centralizing in the Northern District of Illinois because “[d]efendants’ headquarters, and therefore relevant documents and witnesses, are located in or relatively near [the] district”). The other parties and likely witnesses, such as other Defendants, Plaintiffs, and their doctors, are spread across the nation, not concentrated in any district.
- *Geographic centrality.* The Northern District of Illinois, centered around Chicago, is accessible and convenient for all parties and witnesses. Market leader AbbVie, Abbott Laboratories, and their counsel are located there, and many of the firms currently representing Plaintiffs have offices in the area. Chicago is one of the nation’s largest cities, located near the country’s center, and it has two major airports and convenient transportation. Given that these cases are likely to involve Plaintiffs, witnesses, and attorneys from dozens of districts across the country, Chicago’s central location and accessibility make it a convenient location for the proceedings. *See, e.g., In re Watson Fentanyl patch Prods. Liab. Litig.*, 883 F. Supp. 2d 1350, 1352 (J.P.M.L. 2012) (selecting the Northern District of Illinois since it “provides a convenient and accessible forum for this litigation in which actions have been filed throughout the country regarding a product marketed nationwide.”); *In re “Factor VIII or IX Concentrate Blood Products” Prod. Liab. Litig.*, 853 F. Supp. 454 (J.P.M.L. 1993) (selecting the Northern District of Illinois since “Chicago is a geographically central location for this nationwide litigation”).
- *MDL experience.* The Northern District of Illinois has significant experience with MDLs: 79 successfully managed and 15 now pending, including many pharmaceutical and other product liability actions.<sup>12</sup>

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<sup>12</sup> J.P.M.L., *Multidistrict Litigation Terminated Through September 30, 2013* at 25-27 (Ex. C); J.P.M.L., *MDL Statistics Report by District* (Ex. D); *In re Watson Fentanyl Patch Prods. Liab. Litig.* (MDL-2372) (still pending); *In re Zimmer NexGen Knee Implant Prods. Liab. Litig.* (MDL-2272) (still pending); *In re Factor VIII or IX Concentrate Blood Prods. Liab. Litig.* (MDL-986); *In re Brand Name Prescription Drugs Antitrust Litig.* (MDL-997); *In re Abbott Laboratories Omniflax Prods. Liab. Litig.* (MDL-1004); *In re Amino Acid Lysine Antitrust Litig.* (MDL-1083); *In re Synthroid Marketing Litig.* (MDL-1182); *In re Plasma-Derivative Protein*

If the actions are transferred to an MDL in the Northern District of Illinois, Judge Kennelly, who has already been assigned responsibility for pretrial proceedings in all of the testosterone therapy product liability cases pending in that district, is clearly an appropriate judge to preside over the MDL proceeding. He is an able judge and administrator, having served on the court for nearly 15 years and on its Executive Committee for six years. He is a well-respected jurist with a demonstrated ability to prudently and efficiently manage complex civil litigation, including multi-district litigation and mass torts. *See, e.g., Terkel v. AT&T*, Case Nos. 06-cv-2827, 06-cv-2680 (N.D. Ill. 2006); *Trujillo v. Apple Computer*, Case No 7-cv-4946 (N.D. Ill. 2008). He currently manages two MDL cases—No. 1997 (*In re Text Messaging Antitrust Litigation*) and No. 2372 (*In re Watson Fentanyl Patch Products Liability Litigation*)—and the Panel recently described him as an “experienced MDL jurist.” *In re Watson Fentanyl Patch Prods. Liab. Litig.*, 883 F. Supp. 2d 1350, 1352 (J.P.M.L 2012).

Judge Kennelly immediately took charge of the testosterone replacement therapy cases consolidated before him. At his first status conference, he set a briefing schedule for a motion to dismiss and directed the parties to engage in pre-discovery activities. In short, he is handling far more testosterone replacement therapy cases, and he is more familiar with the testosterone replacement therapy litigation, than any other judge in the country. *In re Tylenol*, 936 F. Supp. 2d 1379 (J.P.M.L. 2013) (creating MDL where the transferee judge “is already overseeing the 21 constituent actions pending in that district, [and] served as transferee judge in [another MDL] ... [and] is an experienced jurist”); *In re Accutane Prods. Liab. Litig.*, 343 F. Supp. 2d at 1383; *In re NuvaRing Prods. Liab. Litig.*, 572 F. Supp. 2d 1382, 1383-84 (J.P.M.L. 2008).

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*Therapies Antitrust Litig.* (MDL-2109); *In re General Motors Corp. Type III Door Latch Prods. Liab. Litig.* (MDL-1266); *In re StarLink Corn Prods. Liab. Litig.* (MDL-1403); *In re RC2 Corp. Toy Lead Paint Prods. Liab. Litig.* (MDL-1893); *In re Aqua Dots Prods. Liab. Litig.* (MDL-1940).

**III. The actions should not be centralized in the Eastern District of Louisiana, the Eastern District of Pennsylvania, or the District of Colorado.**

The Plaintiffs who filed the original MDL motion sought centralization in the Northern District of Illinois, but other Plaintiffs have filed briefs recommending the Eastern District of Louisiana, the Eastern District of Pennsylvania, and the District of Colorado. Those districts are, for these testosterone replacement therapy product liability cases in particular, not as well suited for the proposed MDL as the Northern District of Illinois.

The briefs in favor of those districts praise their generic virtues: wise judges, capable clerks, MDL experience, docket speed, and nearby airports, among others. But that does nothing to distinguish them for these testosterone replacement therapy actions in particular. Each of the four districts now being advocated has extensive MDL experience, able clerks' offices, efficient dockets, reliable transportation, and respected jurists.

But the three districts are not the same. The Northern District of Illinois is uniquely well-suited to be the transferee court for these cases. Here are the points of comparison: (please see next page)

	<b>Northern District of Illinois</b>	Eastern District of Louisiana	Eastern District of Pennsylvania	District of Colorado
First-filed case	<b>Yes</b>	No	No	No
Largest number of cases	<b>Yes</b>	No	No	No
Number of cases	<b>56</b>	6	8	1
Cases already consolidated	<b>Yes</b>	No	No	No
Preference of most Plaintiffs	<b>Yes</b>	No	No	No
Preference of Defendants <sup>13</sup>	<b>Yes</b>	No	No	No
Location of any Defendant, its witnesses, or documents	<b>Yes</b>	No	<b>Yes</b>	No
Pre-discovery activities underway	<b>Yes</b>	No	No	No
Central location for Plaintiffs, Defendants <sup>14</sup>	<b>Yes</b>	No	No	No

As the chart shows, the Eastern District of Louisiana, though a well-respected, experienced district, is less well suited than the Northern District of Illinois in every way specific to these testosterone replacement therapy actions. It has only 6 cases, it is preferred by only a

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<sup>13</sup> Defendants filing this Response all prefer the Northern District of Illinois, and they are not aware of any other Defendant that prefers the Eastern District of Louisiana, the Eastern District of Pennsylvania, or the District of Colorado.

<sup>14</sup> The Defendants' locations stretch from Utah (the location of the Actavis subsidiary that manufactures Androderm) to New York (Pfizer) to the Midwest in-between (AbbVie, Abbott Laboratories, Eli Lilly).

few Plaintiffs and no Defendants, no Defendant is located there, and the cases have not advanced.

The Eastern District of Pennsylvania, another well-respected, experienced district, is also clearly less favorable as a transferee court for these actions. The only advantage it has in common with the Northern District of Illinois is a location of Defendants' headquarters, but the Panel should note that, significantly, *neither* of the two Defendants located within the Eastern District of Pennsylvania favors the it as the most appropriate venue for a testosterone replacement therapy MDL. Endo Pharmaceuticals prefers the Northern District of Illinois, and, although Auxilium Pharmaceuticals opposes an industry-wide MDL, it agrees that if there is to be one, it should be in the Northern District of Illinois.

The District of Colorado, a third well-respected, experienced district, is perhaps the least well-suited for these cases in particular. Only one case is pending in federal court there. No Defendants are located there, no Defendant prefers it, only one Plaintiff prefers it, and it is not centrally located.

It is no accident that by far the largest number of Plaintiffs have chosen the Northern District of Illinois as the venue for their cases, for it is the home of AbbVie, the maker of AndroGel, which has the leading share of the U.S. testosterone replacement market at approximately 60 percent. That is why there are so many more cases in the Northern District of Illinois than in every other district combined, and it is why they were filed earlier and they are further along. Under these circumstances, the Northern District of Illinois is the best choice for centralizing the testosterone replacement therapy cases.



**CONCLUSION**

For the foregoing reasons, Defendants respectfully request that the Panel centralize for coordinated pretrial proceedings the cases listed in the Schedule of Actions to Judge Kennelly in the Northern District of Illinois. A Proof of Service is attached hereto as Exhibit E.

Dated: April 25, 2014

Respectfully submitted,

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**EXHIBIT A – SCHEDULE OF PENDING RELATED ACTIONS**  
**(as of 11:30 a.m. CDT on April 25, 2014)**

<b>Plaintiff</b>	<b>Defendants</b>	<b>Court</b>	<b>Case No.</b>
Aurecchia, Kenneth	AbbVie, Abbott	N.D. Ill.	14-cv-00772
Benn, Stephen	AbbVie, Abbott	N.D. Ill.	14-cv-00774
Gallagher, Michael	AbbVie, Abbott	N.D. Ill.	14-cv-00776
Marino, Steve	AbbVie, Abbott	N.D. Ill.	14-cv-00777
Myers, Steven	AbbVie, Abbott	N.D. Ill.	14-cv-00780
Cripe, Robert	AbbVie, Abbott	N.D. Ill.	14-cv-00843
Johnson, Don	AbbVie, Abbott	N.D. Ill.	14-cv-00877
Kelly Sr., Richard C.	AbbVie, Abbott	N.D. Ill.	14-cv-00879
Gibby, Roger and Angela	AbbVie, Abbott	N.D. Ill.	14-cv-00917
Hardee, Joseph and Rebecca	AbbVie, Abbott	N.D. Ill.	14-cv-00918
Lau, Frank	AbbVie, Abbott, Lilly USA, Eli Lilly & Co.	N.D. Ill.	14-cv-01298
Bartholic, Robert	AbbVie, Abbott	N.D. Ill.	14-cv-01427
O'Donnell, Kenneth	AbbVie, Abbott	N.D. Ill.	14-cv-01428
Blades, William and Catherine	AbbVie, Abbott	N.D. Ill.	14-cv-01471
Carpenter, Gary and Nancy	AbbVie, Abbott	N.D. Ill.	14-cv-01472
Humphries, Buddy and Kathy	AbbVie, Abbott	N.D. Ill.	14-cv-01473
Dobbs, Thomas	AbbVie, Abbott	N.D. Ill.	14-cv-01474
Headley, Thomas	AbbVie, Abbott	N.D. Ill.	14-cv-01475
Hughes, Christopher and Judy	AbbVie, Abbott	N.D. Ill.	14-cv-01476
Jackson, William and Cathy	AbbVie, Abbott	N.D. Ill.	14-cv-01477
Gordon, Michael	AbbVie, Abbott	N.D. Ill.	14-cv-01478
Jones, Joseph and Donna	AbbVie, Abbott	N.D. Ill.	14-cv-01479
King, Mark and Shannon	AbbVie, Abbott	N.D. Ill.	14-cv-01480
Lewis, Calvin and Patricia	AbbVie, Abbott	N.D. Ill.	14-cv-01481
Saylor, Robert and Cecile	AbbVie, Abbott	N.D. Ill.	14-cv-01482

**EXHIBIT A – SCHEDULE OF PENDING RELATED ACTIONS**  
**(as of 11:30 a.m. CDT on April 25, 2014)**

<b>Plaintiff</b>	<b>Defendants</b>	<b>Court</b>	<b>Case No.</b>
Cataudella, Natale	AbbVie, Abbott, Endo	N.D. Ill.	14-cv-01483
Bailey, Michael	AbbVie, Abbott	N.D. Ill.	14-cv-01663
Gordon, James	AbbVie, Abbott	N.D. Ill.	14-cv-01665
White, Gary	AbbVie, Abbott	N.D. Ill.	14-cv-01667
Montgomery, Kenneth	AbbVie, Abbott	N.D. Ill.	14-cv-01668
Ortiz, Eddie	AbbVie, Abbott	N.D. Ill.	14-cv-01670
DeLeon, Marco	AbbVie, Abbott	N.D. Ill.	14-cv-01673
Dula, Kimberly	AbbVie, Abbott	N.D. Ill.	14-cv-01726
LaRoche, Teresa LaRoche, Robert (deceased)	AbbVie, Abbott	N.D. Ill.	14-cv-01826
George, Mark	AbbVie, Abbott	N.D. Ill.	14-cv-02085
Lueck, Lori; Lueck, Jon (deceased)	AbbVie, Abbott	N.D. Ill.	14-cv-02140
Emmons, John	AbbVie, Abbott	N.D. Ill.	14-cv-02221
Darby, Mark; Darby, Lizbeth	AbbVie, Abbott	N.D. Ill.	14-cv-02227
Parker, Loran	AbbVie, Abbott, Auxilium	N.D. Ill.	14-cv-02394
DeForest, Jeffrey; DeForest, Vickie	AbbVie, Abbott	N.D. Ill.	14-cv-02405
Covey, Bobby	AbbVie, Abbott	N.D. Ill.	14-cv-02406
Komrada, Gena; Komrada, Micheal (deceased)	AbbVie, Abbott	N.D. Ill.	14-cv-02429
Ott, Richard Sean; Ott, Richard (deceased)	AbbVie, Abbott, Lilly USA, Eli Lilly & Co.	N.D. Ill.	14-cv-02495
Lane, Charles	AbbVie, Abbott	N.D. Ill.	14-cv-02611
Kanady, Dustin	AbbVie, Abbott	N.D. Ill.	14-cv-02612
Cole, Craig; Cole, Nancy	AbbVie, Abbott	N.D. Ill.	14-cv-02613
Udovich, Ronald	AbbVie, Abbott	N.D. Ill.	14-cv-02629

**EXHIBIT A – SCHEDULE OF PENDING RELATED ACTIONS**  
**(as of 11:30 a.m. CDT on April 25, 2014)**

<b>Plaintiff</b>	<b>Defendants</b>	<b>Court</b>	<b>Case No.</b>
Pointer, Nathean; Pointer, Doris	AbbVie, Abbott	N.D. Ill.	14-cv-02633
Ousley, Danny	AbbVie, Abbott	N.D. Ill.	14-cv-02729
Davis, Jimmy	AbbVie, Abbott	N.D. Ill.	14-cv-02774
Young, Lesa; Young, David (deceased)	AbbVie, Abbott, Jane Doe Distributors; John Doe Drug Company Defs; Jim Doe Health Care Providers	N.D. Ill.	14-cv-2829
Schwalm, Mickey	AbbVie, Abbott, Actavis, Watson	N.D. Ill.	14-cv-02899
Patrick, Frederic	AbbVie, Abbott	N.D. Ill.	14-cv-02903
Mullenix, James Mullenix, Devicka	AbbVie, Abbott	N.D. Ill.	14-cv-02914
Gross, Stephen	AbbVie, Abbott	N.D. Ill.	14-cv-02934
Traux, Roccie	AbbVie, Abbott	N.D. Ill.	14-cv-02935
Schenkein, Daniel	AbbVie, Abbott	D. Colo.	14-cv-00910
LoCoco, Santo; LoCoco, Sharon	AbbVie, Abbott	E.D. La.	14-cv-00774
Barrios, Rafael; Barrios, Connie	AbbVie, Abbott, Auxilium	E.D. La.	14-cv-00839
Bourgeois, Michael	AbbVie, Abbott	E.D. La.	14-cv-00899
Runyan, Patrick	AbbVie, Abbott	E.D. La.	14-cv-00909
Spann, Emmanuel	AbbVie, Abbott	E.D. La.	14-cv-00935
Peuler, Jeffrey Daboval Gillen, Jennifer Peuler Peuler, John Benedict (deceased)	Auxilium	E.D. La.	14-cv-00658
Tejeda, Rafael	AbbVie, Abbott	E.D. Pa.	14-cv-00946
Husted, Ronald	AbbVie, Abbott	E.D. Pa.	14-cv-02111
Albright, Joseph; Albright, Susan	AbbVie, Abbott	E.D. Pa.	14-cv-02112
Harris, Mark; Harris, Elaine	AbbVie, Abbott	E.D. Pa.	14-cv-02113

**EXHIBIT A – SCHEDULE OF PENDING RELATED ACTIONS**  
**(as of 11:30 a.m. CDT on April 25, 2014)**

<b>Plaintiff</b>	<b>Defendants</b>	<b>Court</b>	<b>Case No.</b>
Amerson, Benjamin; Amerson, Rhonda	AbbVie, Abbott, Auxilium, Pfizer	E.D. Pa.	14-cv-02206
McGill, Walter; McGill, Donna	Actavis, Watson, Pfizer, Pharmacia, Upjohn	E.D. Pa.	14-cv-02177
Hill, Larry	Auxilium	E.D. Pa.	14-cv-02189
Oxsheer, George Robert Jr. Oxsheer, Virginia	AbbVie, Abbott, Auxilium, Eli Lilly, Lilly USA, Jane Doe Distributors, John Doe Drug Company Defendants, Jane Doe Drug Distributor Defendants, Jim Doe Doe Health Care Providers, and Jill Doe	E.D. Pa.	14-cv-02391
Elder, Eric Elder, Mary	AbbVie, Abbott	M.D. Fla.	14-cv-00962
Guilbeau, Rodney; Guilbeau, Catina	AbbVie, Abbott, Pfizer, Jane Doe Distributors, John Doe Drug Company Defs, Jim Doe Health Care Providers	W.D. La.	14-cv-00864
Hall, Dale	Actavis, Watson, Anda	D. Nev.	14-cv-00453

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS**

In re AbbVie, Inc., et al.	)	Case No. 17 C 1748
Coordinated Pretrial Proceedings	)	Judge Kennelly
	)	
This document relates to all cases	)	

**PRETRIAL ORDER NO. 2**

An initial status / scheduling conference in this coordinated pretrial proceeding was held on 4/4/2014 with attorneys for all plaintiffs and all defendants in the previously-transferred cases present.

1.     Additional cases to be transferred. Counsel on both sides should communicate with Judge Kennelly's courtroom deputy at least every 14 days to identify newly-filed cases that should be reassigned to the coordinated pretrial proceedings. The Court will take the necessary steps to accomplish reassignment of the six cases identified in the 4/1/2014 joint status report (Case Nos. 14 C 1726, 14 C 1826, 14 C 2085, 14 C 2140, 14 C 2221, and 14 C 2227) as well as the three others identified at today's conference (Case Nos. 14 C 2394, 14 C 2405, and 14 C 2406).

2.     Lead / liaison counsel. The Court defers, for the time being, selection of lead and liaison counsel and/or a steering committee. That said, the Court encourages plaintiffs' counsel in the transferred cases to work together to delegate a subset of lawyers to communicate with defense counsel regarding the matters discussed in paragraph 3 of this order and to communicate with the courtroom deputy regarding newly-filed cases as discussed in paragraph 1 of this order.

3.     Discovery-related matters. Prior to the next status hearing, counsel are directed to confer and attempt to reach agreement on the terms of: (a) a document preservation order (including electronically stored information); (b) a protective order; (c) matters relating to ESI as discussed at the conference; and (d) the format of a plaintiff's fact sheet.

4.     Responses to complaints. Responses to the complaints in the

previously-transferred cases and those identified above are to be filed by no later than 6/4/2014. To the extent that defendants move to dismiss cases or claims, each defendant is to file a consolidated motion and memorandum addressing all of the cases naming that defendant already transferred and about to be transferred, and co-defendants are directed to make consolidated filings or adopt other defendants' filings to the extent possible, as the Court will not accept duplicative filings. The 6/4/2014 deadline is a firm date and is longer than the Court otherwise would permit, due to the fact that some defendants are dealing with multiple cases and the laws of multiple states. The Court advises that any motions to dismiss are to be noticed for presentment, as required by this District's local rules, for the date of 6/10/2014 at 9:30 a.m. On that date, the Court may conduct further inquiry regarding arguments addressing the adequacy of pleading under Rules 8 and 9.

5. Further briefing on motions to dismiss. Responses to any motions to dismiss are to be filed by 7/16/2014, and replies are to be filed by 7/30/2014. These responses and replies are also to be consolidated or adopted to the extent possible, and these deadlines are likewise firm dates.

6. Next status hearing. A further status hearing is set for 5/16/2014 at 9:00 AM and will be conducted by telephone. Counsel for AbbVie, which appears to be the only defendant named in all of the cases filed thus far, is directed to set up a call-in number and provide it to the Court by noon on 5/15/2014. Any counsel who wish to participate are to communicate with counsel for AbbVie by no later than 5/12/2014 so that counsel for AbbVie knows how many participants are likely.

  
MATTHEW F. KENNELLY  
United States District Judge

Date: April 4, 2014



# UNITED STATES JUDICIAL PANEL ON MULTIDISTRICT LITIGATION



Multidistrict Litigation  
Terminated Through September 30, 2013

Tr'e Dist	MDL No.	MDL Caption	Transferee Judge	Total Tr'd	Total Filed in Tr'e Court	<u>Actions Terminated</u>		Year of Termination
						Dis'd	Rem'd	
SIXTH CIRCUIT (continued)								
650	TENNESSEE, MIDDLE		(8 Litgations)					
180	Warehouse Construction CONT		Morton, L.C.	1	2	2	1	1977
273	Amtrak Train Derailment at Frankewing, TN - 10/1/75 CD		Morton, L.C.	2	4	6	0	1979
1031	State of Tennessee Public Indecency Statute		Echols, T.A.	4	2	6	0	2000
1086	The Krystal Co. EP		Higgins, T.A.	3	1	4	0	1996
1227	Columbia/HCA Healthcare Corp. Billing Practices		Higgins, T.A.	4	3	7	0	2003
1457	Allstate Insurance Co. Underwriting and Rating Practices		Trauger, A.A.	9	2	11	0	2010
1537	Nortel Networks Corp. "ERISA"		Nixon, J.T.	2	4	6	0	2010
1921	Nissan North America, Inc., Odometer (No. II)		Trauger, A.A.	5	1	6	0	2012
651	TENNESSEE, WESTERN		(3 Litigations)					
64	New Orleans (Moisant Field), LA - 3/20/69 AD		McRae, R.M.	6	6	12	0	1971
755	Citicorp Acceptance Co./Mobile Home Dealer		McRae, R.M.	7	2	9	0	1994
1267	Edmondson Landfill & South 8th Street Landfill Superfund Site		Donald, B.B.	2	6	8	0	2005
TOTALS				3,620	13,663	16,781	502	

**SEVENTH CIRCUIT**

752	<b>ILLINOIS, NORTHERN</b>		<b>(79 Litigations)</b>					
2	Library Editions of Children's Books AT	Decker, B.M.		42	15	57	0	1971
21	Admission Tickets AT	Robson, E.A.		10	2	12	0	1971
29	Butterfield PAT	Will, H.L.		98	14	112	0	1973
58	Air Fare	Will, H.L.		5	2	7	0	1973
65	Government Auto Fleet Sales AT	McGarr, F.J.		42	7	49	0	1977
99	Commodities Exchange Commission Rate AT	Bauer, W.J.		3	5	8	0	1973
108	Convenient Food Mart Franchise	Marshall, P.H.		1	4	5	0	1975
130	AMF Computerized Cash Register CONT	McLaren, R.W.		7	2	9	0	1977
203	Bus Disaster at Mt. McKinley National Park, AK - 7/9/74 CD	Decker, B.M.		7	1	8	0	1975
223	TransOcean Tender Offer SEC	Will, H.L.		2	1	3	0	1982
250	Folding Carton AT	Will, H.L. & Robson, E.A.		41	52	93	0	1981
272	Potash Industry AT	Marshall, P.H.		12	17	29	0	1978
291	Cenco, Inc., SEC	Aspen, M.E.		2	9	11	0	1992
308	General Motors Corp. Engine Interchange	McGarr, F.J.		13	4	16	1	1981
342	Uranium Industry AT	Marshall, P.H.		4	2	6	0	1984
374	Burlington Northern, Inc., EP	Leighton, G.N.		11	3	14	0	1984
376	"Amoco Cadiz" Oil Spill Off the Coast of France - 3/16/78	Norgle, Jr., C.R.		7	3	10	0	1992

Tr'e Dist	MDL No.	MDL Caption	Transferee Judge	Total Tr'd	Total Filed in Tr'e Court	Actions Terminated		Year of Termination
						Dis'd	Rem'd	
SEVENTH CIRCUIT (continued)								
391	Chicago, IL - 5/29/79 AD		Robson, E.A. & Will, H.L.	93	77	105	45	1985
			(Reassigned to ILN tr'or judges)	0	0	20	0	
471	Lynn L. Augspurger PAT		Grady, J.F.	1	1	2	0	1982
534	Wheat Rail Freight Rate AT		Marshall, P.H.	4	3	7	0	1984
589	Giacomino Construction Company CONT		Getzendanner, S.	2	1	3	0	1986
644	ContiCommodity Services, Inc., SEC & CONT		Hart, W.T.	16	10	26	0	1991
704	Molitor PAT		Moran, J.B.	5	2	7	0	1992
810	Burger King/Mid America Restaurant Associates CONT		Nordberg, J.A.	2	1	3	0	1989
817	Sioux City, IA - 7/19/89 AD		Conlon, S.B.	44	18	62	0	1993
847	VMS Real Estate Partnerships SEC		Zagel, J.B.	18	37	55	0	1999
853	Mahurkar Double Lumen Hemodialysis Catheter PAT		Easterbrook, F.H.	1	2	3	0	1994
874	Clozapine AT		Leinenweber, H.D.	35	1	36	0	1993
899	Mortgage Escrow Deposit		Zagel, J.B.	57	18	75	0	2008
967	Lloyd's London/Cascade Helicopters, Inc., Insurance		Holderman, Jr., J.F.	1	1	2	0	1995
976	Fund F "ERISA"		Zagel, J.B.	3	4	7	0	2001
985	Scouring Pads AT		Marovich, G.M.	6	7	13	0	1994
986	"Factor VIII or IX Concentrate Blood Products" PL		Grady, J.F.	297	80	309	68	2013
997	Brand-Name Prescription Drugs AT		Kocoras, C.P.	160	23	75	108	2005
1004	Abbott Laboratories Omniflox PL		Aspen, M.E.	84	4	87	1	1998
1070	Roselawn, IN - 10/31/94 AD		Castillo, R.	26	26	49	3	1998
1083	Amino Acid Lysine AT		Shadur, M.I.	17	5	21	1	1997
1095	General Instrument Corp. SEC		Leinenweber, H.D.	7	7	8	6	2001
1137	Bertelsmann Music Group Collection Letters		Holderman, Jr., J.F.	2	3	5	0	1999
1150	CBC Companies, Inc., Collection Letters		Bucklo, E.E.	3	1	3	1	2000
1175	Hooters, Inc., EP		Manning, B.M.	1	2	3	0	1998
1182	Synthroid Marketing		Bucklo, E.E.	46	2	48	0	2000
1192	GE Capital Corp. Bankruptcy Debtor Reaffirmation Agreements		Holderman, Jr., J.F.	5	4	9	0	1999
1242	Sterling, Inc., Bankruptcy Debtor Reaffirmation Agreements		Aspen, M.E.	1	1	2	0	2001
1266	General Motors Corp. Type III Door Latch PL		Zagel, J.B.	2	1	3	0	2002
1329	RealNetworks, Inc., Privacy		Kocoras, C.P.	5	2	7	0	2003
1350	Trans Union Corp. Privacy		Gettleman, R.W.	13	2	15	0	2009
1392	General Motors Corp. Vehicle Paint (No. III)		Zagel, J.B.	1	2	3	0	2011
1403	StarLink Corn PL		Moran, J.B.	25	5	29	1	2005
1412	America Online, Inc., Version 6.0 Software		Anderson, W.R.	2	1	3	0	2006
1417	Amsted Industries Inc. "ERISA"		Moran, J.B.	17	3	6	14	2009
1425	Aimster CR		Aspen, M.E.	11	0	11	0	2009

Tr'e Dist	MDL No.	MDL Caption	Transferee Judge	Total Tr'd	Total Filed in Tr'e Court	<u>Actions Terminated</u>		Year of Termination
						Dis'd	Rem'd	
			<b>SEVENTH CIRCUIT</b>					
			<b>(continued)</b>					
	1437	McDonald's Corp. Promotional Games	Kennelly, M.F.	13	3	16	0	2004
	1491	African-American Slave Descendents	Norgle, Sr., C.R.	8	2	10	0	2010
	1521	Wireless Telephone 911 Calls	Grady, J.F.	9	1	10	0	2009
	1525	MLR, LLC PAT	St. Eve, A.J.	2	1	3	0	2004
	1536	Sulfuric Acid AT	Holderman, Jr., J.F.	4	3	7	0	2012
	1604	Ocwen Federal Bank FSB Mortgage Servicing	Norgle, Sr., C.R.	89	4	93	0	2013
	1703	Sears, Roebuck & Co. Tools Marketing & SP	Grady, J.F.	4	3	6	1	2013
	1773	Air Crash Near Athens, Greece - 8/14/05	Lindberg, G.W.	4	3	7	0	2007
	1778	Ocean Financial Corp. Prescreening	St. Eve, A.J.	5	1	6	0	2008
	1783	JP Morgan Chase & Co. SEC	Coar, D.H.	2	1	3	0	2010
	1784	McDonald's French Fries	Bucklo, E.E.	13	3	16	0	2011
	1818	CitiFinancial Services Incorporated Prescreened Offer	Holderman, Jr., J.F.	9	1	10	0	2009
	1876	Long Beach Mortgage Company Truth in Lending Act 1-4 Family Rider	Andersen, W.R.	2	1	3	0	2010
	1893	RC2 Corp. Toy Lead Paint PL	Leinenweber, H.D.	9	9	18	0	2009
	1925	Medan, Indonesia - 9/5/05 AD	Grady, J.F.	3	4	7	0	2009
	1927	Texas Roadhouse Fair and Accurate Credit Transactions Act (FACTA)	Norgle, Sr., C.R.	1	1	2	0	2010
	1940	Aqua Dots PL	Holderman, Jr., J.F.	11	2	13	0	2012
	1946	BP Products North America, Inc., AT (No. II)	Zagel, J.B.	1	19	20	0	2012
	1957	Aftermarket Automotive Filters AT	Gettleman, R.W.	47	13	60	0	2013
	1981	Aon Corp. Wage and Hour EP	Kocoras, C.P.	1	1	2	0	2012
	1996	Potash AT (No. II)	Castillo, R.	1	8	9	0	2013
	2037	Air Crash Over Makassar Strait, Sulawesi, Indonesia - 1/1/97	Aspen, M.E.	1	2	3	0	2011
	2103	Kentucky Grilled Chicken Coupon Marketing & SP	Holderman, Jr., J.F.	3	1	4	0	2012
	2147	AT&T Mobility Wireless Data Services Sales Tax	St. Eve, A.J.	52	1	53	0	2011
	2167	JP Morgan Chase Bank Home Equity Line of Credit	Pallmeyer, R.R.	10	1	11	0	2013
	2217	Discover Card Payment Protection Plan Marketing & SP	Darrah, J.W.	6	2	8	0	2012
	2223	Navistar 6.0 L Diesel Engine PL	Kennelly, M.F.	38	1	39	0	2013
753	ILLINOIS, CENTRAL		(3 Litigations)					
	949	PS Group, Inc., SEC	Baker, H.A.	3	2	5	0	1996
	1087	Corn Sweeteners AT	Mihm, M.M.	26	12	37	1	2005
	1171	Ford Motor Company Anti-Lock Brake System (ABS) PL	Mihm, M.M.	1	1	2	0	1997

## United States Judicial Panel on Multidistrict Litigation

Report Date: 1/15/2014

## MDL Statistics Report - Distribution of Pending MDL Dockets

## MDL Filters:

Limited to Active Litigations

District	Judge (Title)	Docket No.	Litigation	Actions Now Pending	Total Actions (Historical)
ALN	Inge P Johnson (Sr. District Judge)	MDL - 2092	IN RE: Chantix (Varenicline) Products Liability Litigation	558	3,015
	R. David Proctor (U.S. District Judge)	MDL - 2406	IN RE: Blue Cross Blue Shield Antitrust Litigation	26	49
ARE	Billy Roy Wilson (Sr. District Judge)	MDL - 1507	IN RE: Prempro Products Liability Litigation	673	9,761
AZ	James A Teilborg (Sr. District Judge)	MDL - 2119	IN RE: Mortgage Electronic Registration Systems (MERS) Litigation	1	93
CAC	David O Carter (U.S. District Judge)	MDL - 2145	IN RE: Medical Capital Securities Litigation	3	13
	Gary Feess (U.S. District Judge)	MDL - 2461	IN RE: MyKey Technology Inc. Patent Litigation	6	6
	Dale S Fischer (U.S. District Judge)	MDL - 2274	IN RE: CitiMortgage, Inc., Home Affordable Modification Program (HAMP) Contract Litigation	11	11
	Dale S Fischer (U.S. District Judge)	MDL - 2404	IN RE: Nexium (Esomeprazole) Products Liability Litigation	47	48
	Andrew J. Guilford (U.S. District Judge)	MDL - 2093	IN RE: DIRECTV, Inc., Early Cancellation Fee Marketing and Sales Practices Litigation	11	15
	Philip S Gutierrez (U.S. District Judge)	MDL - 2074	IN RE: WellPoint, Inc., Out-of-Network "UCR" Rates Litigation	1	13
	Philip S Gutierrez (U.S. District Judge)	MDL - 2438	IN RE: 5-Hour Energy Marketing and Sales Practices Litigation	16	16
	Robert Gary Klausner (U.S. District Judge)	MDL - 1816	IN RE: Katz Interactive Call Processing Patent Litigation	10	54
	Margaret M Morrow (U.S. District Judge)	MDL - 1980	IN RE: Toys "R" Us - Delaware, Inc., Fair and Accurate Credit Transactions Act (FACTA) Litigation	2	2
	Margaret M Morrow (U.S. District Judge)	MDL - 2291	IN RE: Wesson Oil Marketing and Sales Practices Litigation	7	7
	S. James Otero (U.S. District Judge)	MDL - 1891	IN RE: Korean Air Lines Co., Ltd., Antitrust Litigation	1	74
	Mariana R Pfaelzer (Sr. District Judge)	MDL - 2265	IN RE: Countrywide Financial Corp. Mortgage-Backed Securities Litigation	25	42
	Dean D Pregerson (U.S. District Judge)	MDL - 2199	IN RE: POM Wonderful LLC Marketing and Sales Practices Litigation	16	23
	James V Selna (U.S. District Judge)	MDL - 2151	IN RE: Toyota Motor Corp. Unintended Acceleration Marketing, Sales Practices, and Products Liability Litigation	154	420
	Christina A Snyder (U.S. District Judge)	MDL - 2317	IN RE: Oreck Corporation Halo Vacuum and Air Purifiers Marketing and Sales Practices Litigation	6	6
	George H Wu (U.S. District Judge)	MDL - 2007	IN RE: Aftermarket Automotive Lighting Products Antitrust Litigation	6	9
	George H Wu (U.S. District Judge)	MDL - 2302	IN RE: A-Power Energy Generation Systems, Ltd., Securities Litigation	3	5
	George H Wu (U.S. District Judge)	MDL - 2424	IN RE: Hyundai and Kia Fuel Economy Litigation	52	52
CAN	Charles R Breyer (Sr. District Judge)	MDL - 1913	IN RE: Transpacific Passenger Air Transportation Antitrust Litigation	26	26
	Charles R Breyer (Sr. District Judge)	MDL - 2159	IN RE: AutoZone, Inc., Wage and Hour Employment Practices Litigation	4	6
	Charles R Breyer (Sr. District Judge)	MDL - 2184	IN RE: Google Inc. Street View Electronic Communications Litigation	21	21
	Edward M. Chen (U.S. District Judge)	MDL - 2330	IN RE: Carrier IQ, Inc., Consumer Privacy Litigation	67	69
	Samuel Conti (Sr. District Judge)	MDL - 1917	IN RE: Cathode Ray Tube (CRT) Antitrust Litigation	62	64
	Edward J. Davila (U.S. District Judge)	MDL - 2314	IN RE: Facebook Internet Tracking Litigation	27	29
	Phyllis J Hamilton (U.S. District Judge)	MDL - 1486	IN RE: Dynamic Random Access Memory (DRAM) Antitrust Litigation	25	52
	Susan Yvonne Illston (Sr. District Judge)	MDL - 1827	IN RE: TFT-LCD (Flat Panel) Antitrust Litigation	155	175
	Susan Yvonne Illston (Sr. District Judge)	MDL - 2124	IN RE: Conseco Life Insurance Co. Lifetrend Insurance Marketing and Sales Practices Litigation	3	6
	Lucy H. Koh (U.S. District Judge)	MDL - 2430	IN RE: Google Inc. Gmail Litigation	6	6
	Yvonne Gonzalez Rogers (U.S. District Judge)	MDL - 2420	IN RE: Lithium Ion Batteries Antitrust Litigation	78	78
	Yvonne Gonzalez Rogers (U.S. District Judge)	MDL - 2497	IN RE: Air Crash at San Francisco, California, on July 6, 2013	23	23
	Richard G. Seeborg (U.S. District Judge)	MDL - 2143	IN RE: Optical Disk Drive Products Antitrust Litigation	42	42
	James Ware (Sr. District Judge)	MDL - 2045	IN RE: Apple iPhone 3G Products Liability Litigation	12	13
	Jeffrey S White (U.S. District Judge)	MDL - 2264	IN RE: Google Inc. Android Consumer Privacy Litigation	10	11
CAS	Michael M. Anello (U.S. District Judge)	MDL - 2286	IN RE: Midland Credit Management, Inc., Telephone Consumer Protection Act Litigation	22	23
	Anthony J. Battaglia (U.S. District Judge)	MDL - 2258	IN RE: Sony Gaming Networks and Customer Data Security Breach Litigation	65	65
	Anthony J. Battaglia (U.S. District Judge)	MDL - 2452	IN RE: Incretin-Based Therapies Products Liability Litigation	262	262
	Roger T Benitez (U.S. District Judge)	MDL - 2245	IN RE: Cardtronics ATM Fee Notice Litigation	3	12
	Larry Alan Burns (U.S. District Judge)	MDL - 2121	IN RE: Musical Instruments and Equipment Antitrust Litigation	34	38
	John A Houston (U.S. District Judge)	MDL - 2295	IN RE: Portfolio Recovery Associates, LLC, Telephone Consumer Protection Act Litigation	33	34
	Barry Ted Moskowitz (Chief Judge, USDC)	MDL - 2087	IN RE: Hydroxycut Marketing and Sales Practices Litigation	119	129
CO	John L. Kane, Jr. (Sr. District Judge)	MDL - 2063	IN RE: Oppenheimer Rochester Funds Group Securities Litigation	30	30
CT	Vanessa Lynnee Bryant (U.S. District Judge)	MDL - 2407	IN RE: Higher One OneAccount Marketing and Sales Practices Litigation	6	6
	Alvin W Thompson (U.S. District Judge)	MDL - 1894	IN RE: U.S. Foodservice, Inc., Pricing Litigation	1	3
	Alvin W Thompson (U.S. District Judge)	MDL - 2478	IN RE: Convergent Telephone Consumer Protection Act Litigation	10	11
DC	Rosemary M Collyer (U.S. District Judge)	MDL - 1880	IN RE: Papst Licensing Digital Camera Patent Litigation	0	15
	Paul L. Friedman (Sr. District Judge)	MDL - 1869	IN RE: Rail Freight Fuel Surcharge Antitrust Litigation	7	18
	Richard J. Leon (U.S. District Judge)	MDL - 1668	IN RE: Federal National Mortgage Association Securities, Derivative & "ERISA" Litigation	1	18
	Emmet G. Sullivan (U.S. District Judge)	MDL - 2165	IN RE: Endangered Species Act Section 4 Deadline Litigation	3	20
	Robert L. Wilkins (U.S. District Judge)	MDL - 2360	IN RE: Science Applications International Corp. (SAIC) Backup Tape Data Theft Litigation	8	8
DE	Sue L. Robinson (U.S. District Judge)	MDL - 2358	IN RE: Google Inc. Cookie Placement Consumer Privacy Litigation	26	26
	Sue L. Robinson (U.S. District Judge)	MDL - 2429	IN RE: Automated Transactions LLC Patent Litigation	21	25
	Gregory M Sleet (Chief Judge, USDC)	MDL - 2200	IN RE: Armodafinil Patent Litigation	5	8
	Gregory M Sleet (Chief Judge, USDC)	MDL - 2344	IN RE: Bear Creek Technologies, Inc., ('722) Patent Litigation	15	15



FLM	Leonard P Stark (U.S. District Judge)	MDL - 1717	IN RE: Intel Corp. Microprocessor Antitrust Litigation	56	82
	Roy B. Dalton, Jr. (U.S. District Judge)	MDL - 2398	IN RE: Enhanced Recovery Company, LLC, Telephone Consumer Protection Act Litigation	3	7
	James S Moody, Jr (Sr. District Judge)	MDL - 1626	IN RE: Accutane (Isotretinoin) Products Liability Litigation	5	121
FLS	James D Whittemore (U.S. District Judge)	MDL - 2173	IN RE: Photochromic Lens Antitrust Litigation	17	29
	Cecilia M Altonaga (U.S. District Judge)	MDL - 2051	IN RE: Denture Cream Products Liability Litigation	76	214
	James Lawrence King (Sr. District Judge)	MDL - 2036	IN RE: Checking Account Overdraft Litigation	17	100
	Joan A Lenard (U.S. District Judge)	MDL - 2324	IN RE: Horizon Organic Milk Plus DHA Omega-3 Marketing and Sales Practices Litigation	7	7
	Kenneth A Marra (U.S. District Judge)	MDL - 1916	IN RE: Chiquita Brands International, Inc., Alien Tort Statute and Shareholders Derivative Litigation	13	18
	Kenneth A Marra (U.S. District Judge)	MDL - 2246	IN RE: Air Crash Near Rio Grande, Puerto Rico, on December 3, 2008	6	7
	Donald M Middlebrooks (U.S. District Judge)	MDL - 1928	IN RE: Trasylol Products Liability Litigation	16	1,831
GAM	Patricia A Seitz (U.S. District Judge)	MDL - 2183	IN RE: Brican America LLC Equipment Lease Litigation	4	6
	Clay D Land (U.S. District Judge)	MDL - 2004	IN RE: Mentor Corp. ObTape Transobuturator Sling Products Liability Litigation	533	630
GAN	Timothy C Batten, Sr (U.S. District Judge)	MDL - 2089	IN RE: Delta/AirTran Baggage Fee Antitrust Litigation	1	14
	William S Duffey, Jr (U.S. District Judge)	MDL - 2329	IN RE: Wright Medical Technology, Inc., Conserve Hip Implant Products Liability Litigation	74	75
	J. Owen Forrester (Sr. District Judge)	MDL - 2171	IN RE: Capital One Bank Credit Card Interest Rate Litigation	3	4
	J. Owen Forrester (Sr. District Judge)	MDL - 2218	IN RE: Camp Lejeune, North Carolina, Water Contamination Litigation	11	12
	Thomas W Thrash, Jr (U.S. District Judge)	MDL - 1845	IN RE: ConAgra Peanut Butter Products Liability Litigation	2	388
	Thomas W Thrash, Jr (U.S. District Judge)	MDL - 2084	IN RE: AndroGel Antitrust Litigation (No. II)	0	17
	Thomas W Thrash, Jr (U.S. District Judge)	MDL - 2495	IN RE: Atlas Roofing Corporation Chalet Shingle Products Liability Litigation	7	7
	B. Lynn Winnmill (Chief Judge, USDC)	MDL - 2186	IN RE: Fresh and Process Potatoes Antitrust Litigation	2	7
ILC	Michael P McCuskey (Sr. District Judge)	MDL - 2104	IN RE: IKO Roofing Shingle Products Liability Litigation	7	10
ILN	Marvin E Aspen (Sr. District Judge)	MDL - 1715	IN RE: Ameriquist Mortgage Co. Mortgage Lending Practices Litigation	43	523
	Elaine E Bucklo (Sr. District Judge)	MDL - 2364	IN RE: Nebivolol ('040) Patent Litigation	2	2
	Robert M Dow, Jr (U.S. District Judge)	MDL - 2031	IN RE: Dairy Farmers of America, Inc., Cheese Antitrust Litigation	10	10
	Joan B Gottschall (Sr. District Judge)	MDL - 2109	IN RE: Plasma-Derivative Protein Therapies Antitrust Litigation	12	19
	Joan B Gottschall (Sr. District Judge)	MDL - 2334	IN RE: Liberty Refund Anticipation Loan Litigation	10	10
	Joan B Gottschall (Sr. District Judge)	MDL - 2373	IN RE: H&R Block Refund Anticipation Loan Litigation	9	9
	James F Holderman, Jr (U.S. District Judge)	MDL - 1536	IN RE: Sulfuric Acid Antitrust Litigation	0	7
	James F Holderman, Jr (U.S. District Judge)	MDL - 2303	IN RE: Innovatio IP Ventures, LLC, Patent Litigation	14	14
	James F Holderman, Jr (U.S. District Judge)	MDL - 2416	IN RE: Capital One Telephone Consumer Protection Act Litigation	30	51
	Matthew F Kennelly (U.S. District Judge)	MDL - 1997	IN RE: Text Messaging Antitrust Litigation	3	38
	Matthew F Kennelly (U.S. District Judge)	MDL - 2372	IN RE: Watson Fentanyl Patch Products Liability Litigation	25	30
	John Z. Lee (U.S. District Judge)	MDL - 2492	IN RE: National Collegiate Athletic Association Student-Athlete Concussion Injury Litigation	10	10
	Joan Humphrey Lefkow (Sr. District Judge)	MDL - 2371	IN RE: Unified Messaging Solutions LLC Patent Litigation	60	72
	Charles R Norgle, Sr (U.S. District Judge)	MDL - 1604	IN RE: Ocwen Federal Bank FSB Mortgage Servicing Litigation	0	93
	Rebecca R Pallmeyer (U.S. District Judge)	MDL - 2272	IN RE: Zimmer NexGen Knee Implant Products Liability Litigation	1,180	1,268
	Milton I Shadur (Sr. District Judge)	MDL - 2455	IN RE: Stericycle, Inc., Steri-Safe Contract Litigation	8	8
ILS	David R Herndon (Chief Judge, USDC)	MDL - 2100	IN RE: Yasmin and Yaz (Drospirenone) Marketing, Sales Practices and Products Liability Litigation	9,781	11,379
	David R Herndon (Chief Judge, USDC)	MDL - 2385	IN RE: Pradaxa (Dabigatran Etxilate) Products Liability Litigation	1,999	2,057
INN	Robert L Miller, Jr (U.S. District Judge)	MDL - 2391	IN RE: Biomet M2a Magnum Hip Implant Products Liability Litigation	953	978
INS	Larry J McKinney (Sr. District Judge)	MDL - 2181	IN RE: Method of Processing Ethanol Byproducts and Related Subsystems ('858) Patent Litigation	20	20
KS	John W Lungstrum (Sr. District Judge)	MDL - 1616	IN RE: Urethane Antitrust Litigation	3	33
	John W Lungstrum (Sr. District Judge)	MDL - 2138	IN RE: Bank of America Wage and Hour Employment Practices Litigation	24	30
	Kathryn H Vratil (Chief Judge, USDC)	MDL - 1840	IN RE: Motor Fuel Temperature Sales Practices Litigation	33	51
	Kathryn H Vratil (Chief Judge, USDC)	MDL - 2473	IN RE: Monsanto Company Genetically-Engineered Wheat Litigation	16	16
KYE	Joseph M Hood (Sr. District Judge)	MDL - 1877	IN RE: ClassicStar Mare Lease Litigation	13	30
	Danny C Reeves (Sr. District Judge)	MDL - 2226	IN RE: Darvocet, Darvon and Propoxyphene Products Liability Litigation	25	251
KYW	Thomas B Russell (U.S. District Judge)	MDL - 2308	IN RE: Skechers Toning Shoe Products Liability Litigation	655	692
LAE	Carl J Barbier (U.S. District Judge)	MDL - 2179	IN RE: Oil Spill by the Oil Rig "Deepwater Horizon" in the Gulf of Mexico, on April 20, 2010	2,909	3,039
	Kurt D Engelhardt (U.S. District Judge)	MDL - 1873	IN RE: FEMA Trailer Formaldehyde Products Liability Litigation	0	4,828
	Kurt D Engelhardt (U.S. District Judge)	MDL - 2454	IN RE: Franck's Lab, Inc., Products Liability Litigation	23	23
	Eldon E Fallon (U.S. District Judge)	MDL - 1657	IN RE: Vioxx Marketing, Sales Practices and Products Liability Litigation	510	10,319
	Eldon E Fallon (U.S. District Judge)	MDL - 2047	IN RE: Chinese-Manufactured Drywall Products Liability Litigation	291	359
	Sarah S Vance (Chief Judge, USDC)	MDL - 2328	IN RE: Pool Products Distribution Market Antitrust Litigation	32	35
	Rebecca F Doherty (U.S. District Judge)	MDL - 2299	IN RE: Actos (Pioglitazone) Products Liability Litigation	2,692	2,774
MA	Nathaniel M Gorton (U.S. District Judge)	MDL - 2067	IN RE: Celexa and Lexapro Marketing and Sales Practices Litigation	6	11
	Michael A Ponsor (Sr. District Judge)	MDL - 2208	IN RE: Prudential Insurance Company of America SGLI/VGLI Contract Litigation	4	4
	Patti B Saris (Chief Judge, USDC)	MDL - 1629	IN RE: Neurontin Marketing, Sales Practices and Products Liability Litigation	2	253
	F. Dennis Saylor (U.S. District Judge)	MDL - 2375	IN RE: Body Science LLC Patent Litigation	6	6
	F. Dennis Saylor (U.S. District Judge)	MDL - 2419	IN RE: New England Compounding Pharmacy, Inc., Products Liability Litigation	324	327
	Richard G Stearns (U.S. District Judge)	MDL - 2290	IN RE: JPMorgan Chase Mortgage Modification Litigation	16	18
	Richard G Stearns (U.S. District Judge)	MDL - 2432	IN RE: Neurografix ('360) Patent Litigation	9	9
	Douglas P Woodlock (U.S. District Judge)	MDL - 2428	IN RE: Fresenius GranuFlo/Naturalyte Dialysate Products Liability Litigation	460	461
	William G Young (U.S. District Judge)	MDL - 2409	IN RE: Nexium (Esomeprazole) Antitrust Litigation	18	18
	Rya W Zobel (U.S. District Judge)	MDL - 2193	IN RE: Bank of America Home Affordable Modification Program (HAMP) Contract Litigation	31	32
	Rya W Zobel (U.S. District Judge)	MDL - 2242	IN RE: Prograf Antitrust Litigation	8	8
	Catherine C Blake (U.S. District Judge)	MDL - 2294	IN RE: Webvention LLC ('294) Patent Litigation	12	22
	Marvin J Garbis (Sr. District Judge)	MDL - 1961	IN RE: Municipal Mortgage & Equity, LLC, Securities and Derivative Litigation	12	14
	J. Frederick Motz (Sr. District Judge)	MDL - 1586	IN RE: Mutual Funds Investment Litigation	1	438
	J. Frederick Motz (Sr. District Judge)	MDL - 2491	IN RE: GNC Corp. TriFlex Products Marketing and Sales Practices Litigation (No. II)	5	5

	J. Frederick Motz (Sr. District Judge)	MDL - 2498	IN RE: Nutramax Cosamin Marketing and Sales Practices Litigation	4	4
	Roger W Titus (U.S. District Judge)	MDL - 2083	IN RE: KBR, Inc., Burn Pit Litigation	1	58
ME	D. Brock Hornby (Sr. District Judge)	MDL - 2426	IN RE: TRS Recovery Services, Inc., and TeleCheck Services, Inc., Fair Debt Collection Practices Act (FDCPA) Litigation	5	5
MIE	Marianne O Battani (Sr. District Judge)	MDL - 2311	IN RE: Automotive Parts Antitrust Litigation	107	127
	Paul D Borman (U.S. District Judge)	MDL - 1952	IN RE: Packaged Ice Antitrust Litigation	96	100
	Sean F Cox (U.S. District Judge)	MDL - 2042	IN RE: Refrigerant Compressors Antitrust Litigation	38	51
MIW	Robert Holmes Bell (U.S. District Judge)	MDL - 1846	IN RE: Trade Partners, Inc., Investors Litigation	6	7
MN	Michael James Davis (Chief Judge, USDC)	MDL - 1431	IN RE: Baycol Products Liability Litigation	1	9,107
	Michael James Davis (Chief Judge, USDC)	MDL - 1836	IN RE: Mirapex Products Liability Litigation	4	438
	Michael James Davis (Chief Judge, USDC)	MDL - 2359	IN RE: HardiePlank Fiber Cement Siding Litigation	11	11
	Donovan W Frank (U.S. District Judge)	MDL - 2441	IN RE: Stryker Rejuvenate and ABG II Hip Implant Products Liability Litigation	512	521
	Ann D Montgomery (U.S. District Judge)	MDL - 2090	IN RE: Wholesale Grocery Products Antitrust Litigation	0	4
	John R Tunheim (U.S. District Judge)	MDL - 1943	IN RE: Levaquin Products Liability Litigation	811	2,043
MOE	Henry Edward Autrey (U.S. District Judge)	MDL - 1672	IN RE: Express Scripts, Inc., Pharmacy Benefits Management Litigation	6	22
	Henry Edward Autrey (U.S. District Judge)	MDL - 2382	IN RE: Emerson Electric Co. Wet/Dry Vac Marketing and Sales Practices Litigation	8	8
	Catherine D Perry (Chief Judge, USDC)	MDL - 1811	IN RE: Genetically Modified Rice Litigation	13	412
	John A. Ross (U.S. District Judge)	MDL - 2470	IN RE: Schnuck Markets, Inc., Customer Data Security Breach Litigation	5	5
	Rodney W Sippel (U.S. District Judge)	MDL - 1964	IN RE: NuvaRing Products Liability Litigation	1,573	1,658
MOW	Fernando J Gaitan, Jr (Chief Judge, USDC)	MDL - 2361	IN RE: Simply Orange Orange Juice Marketing and Sales Practices Litigation	11	14
	Fernando J Gaitan, Jr (Chief Judge, USDC)	MDL - 2474	IN RE: H&R Block IRS Form 8863 Litigation	14	14
NCW	Graham C Mullen (Sr. District Judge)	MDL - 1932	IN RE: Family Dollar Stores, Inc., Wage and Hour Employment Practices Litigation	13	28
	Graham C Mullen (Sr. District Judge)	MDL - 2384	IN RE: Swisher Hygiene, Inc., Securities and Derivative Litigation	7	7
NH	Paul J Barbadoro (U.S. District Judge)	MDL - 2320	IN RE: Colgate-Palmolive Softsoap Antibacterial Hand Soap Marketing and Sales Practices Litigation	7	10
	Steven J McAuliffe (Sr. District Judge)	MDL - 2263	IN RE: Dial Complete Marketing and Sales Practices Litigation	11	17
NJ	Dennis M Cavanaugh (U.S. District Judge)	MDL - 2353	IN RE: Tropicana Orange Juice Marketing and Sales Practices Litigation	15	15
	Claire C. Cecchi (U.S. District Judge)	MDL - 1419	IN RE: K-Dur Antitrust Litigation	4	45
	Claire C. Cecchi (U.S. District Judge)	MDL - 1663	IN RE: Insurance Brokerage Antitrust Litigation	13	51
	Stanley R Chesler (U.S. District Judge)	MDL - 1658	IN RE: Merck & Co., Inc., Securities, Derivative & "ERISA" Litigation	9	43
	Stanley R Chesler (U.S. District Judge)	MDL - 2443	IN RE: Nickelodeon Consumer Privacy Litigation	6	6
	Katharine S Hayden (Sr. District Judge)	MDL - 2020	IN RE: Aetna, Inc., Out-of-Network "UCR" Rates Litigation	8	13
	Faith S Hochberg (U.S. District Judge)	MDL - 1479	IN RE: Neurontin Antitrust Litigation	4	22
	Jose L Linares (U.S. District Judge)	MDL - 1730	IN RE: Hypodermic Products Antitrust Litigation	1	10
	William J Martini (U.S. District Judge)	MDL - 2280	IN RE: Morgan Stanley Smith Barney LLC Wage and Hour Employment Practices Litigation	6	6
	William J Martini (U.S. District Judge)	MDL - 2415	IN RE: L'Oreal Wrinkle Cream Marketing and Sales Practices Litigation	9	9
	Joel A Pisano (U.S. District Judge)	MDL - 2243	IN RE: Fosamax (Alendronate Sodium) Products Liability Litigation (No. II)	1,108	1,136
	Esther Salas (U.S. District Judge)	MDL - 2471	IN RE: Vehicle Carrier Services Antitrust Litigation	28	28
	Peter G Sheridan (U.S. District Judge)	MDL - 2332	IN RE: Lipitor Antitrust Litigation	30	31
	Peter G Sheridan (U.S. District Judge)	MDL - 2396	IN RE: TR Labs Patent Litigation	7	9
	Susan D Wigenton (U.S. District Judge)	MDL - 2158	IN RE: Zimmer Durom Hip Cup Products Liability Litigation	168	290
	Susan D Wigenton (U.S. District Judge)	MDL - 2228	IN RE: Sprint Premium Data Plan Marketing and Sales Practices Litigation	8	9
	Freda L Wolfson (U.S. District Judge)	MDL - 2418	IN RE: Plavix Marketing, Sales Practices and Products Liability Litigation (No. II)	70	71
NV	Robert Clive Jones (Chief Judge, USDC)	MDL - 2357	IN RE: Zappos.com, Inc., Customer Data Security Breach Litigation	11	11
NYE	Brian M Cogan (U.S. District Judge)	MDL - 1738	IN RE: Vitamin C Antitrust Litigation	4	10
	Brian M Cogan (U.S. District Judge)	MDL - 2023	IN RE: Bayer Corp. Combination Aspirin Products Marketing and Sales Practices Litigation	0	13
	Nicholas G Garaufis (U.S. District Judge)	MDL - 2221	IN RE: American Express Anti-Steering Rules Antitrust Litigation (No. II)	13	13
	John Gleeson (U.S. District Judge)	MDL - 1720	IN RE: Payment Card Interchange Fee and Merchant Discount Antitrust Litigation	68	69
	John Gleeson (U.S. District Judge)	MDL - 1775	IN RE: Air Cargo Shipping Services Antitrust Litigation	102	105
	John Gleeson (U.S. District Judge)	MDL - 2331	IN RE: Propecia (Finasteride) Products Liability Litigation	740	743
	Dora Lizette Irizarry (U.S. District Judge)	MDL - 2215	IN RE: Glaceau Vitaminwater Marketing and Sales Practice Litigation (No. II)	2	6
	Roslynn R. Mauskopf (U.S. District Judge)	MDL - 2413	IN RE: Frito-Lay North America, Inc., "All Natural" Litigation	13	13
	Allyne R Ross (U.S. District Judge)	MDL - 2395	IN RE: Air Crash at Georgetown, Guyana, on July 30, 2011	15	16
	Arthur D Spatt (Sr. District Judge)	MDL - 2451	IN RE: HSBC Bank USA, N.A., Debit Card Overdraft Fee Litigation	3	3
NYS	Naomi Reice Buchwald (Sr. District Judge)	MDL - 2262	IN RE: Libor-Based Financial Instruments Antitrust Litigation	47	66
	Andrew L. Carter, Jr (U.S. District Judge)	MDL - 2475	IN RE: North Sea Brent Crude Oil Futures Litigation	11	11
	P. Kevin Castel (U.S. District Judge)	MDL - 1995	IN RE: Time Warner Inc. Set-Top Cable Television Box Antitrust Litigation	1	7
	P. Kevin Castel (U.S. District Judge)	MDL - 2058	IN RE: Bank of America Corp. Securities, Derivative and Employee Retirement Income Security Act (ERISA) Litigation	16	52
	Miriam Goldman Cedarbaum (Sr. District Judge)	MDL - 2072	IN RE: Federal Home Loan Mortgage Corp. (Freddie Mac) Securities Litigation	2	5
	Denise L Cote (Sr. District Judge)	MDL - 2293	IN RE: Electronic Books Antitrust Litigation	28	30
	Denise L Cote (Sr. District Judge)	MDL - 2476	IN RE: Credit Default Swaps Antitrust Litigation	9	9
	Paul A Crotty (U.S. District Judge)	MDL - 2013	IN RE: Fannie Mae Securities and Employee Retirement Income Security Act (ERISA) Litigation	7	24
	George B Daniels (U.S. District Judge)	MDL - 1379	IN RE: Literary Works in Electronic Databases Copyright Litigation	2	5
	George B Daniels (U.S. District Judge)	MDL - 1570	IN RE: Terrorist Attacks on September 11, 2001	23	28
	Katherine B. Forrest (U.S. District Judge)	MDL - 2481	IN RE: Aluminum Warehousing Antitrust Litigation	28	28
	Jesse M. Furman (U.S. District Judge)	MDL - 1529	IN RE: Adelphia Communications Corp. Securities & Derivative Litigation (No. II)	3	75
	Jesse M. Furman (U.S. District Judge)	MDL - 2446	IN RE: Standard & Poor's Rating Agency Litigation	19	19
	Paul G Gardephe (U.S. District Judge)	MDL - 2011	IN RE: The Reserve Fund Securities and Derivative Litigation	20	40
	Paul G Gardephe (U.S. District Judge)	MDL - 2157	IN RE: JPMorgan Auction Rate Securities (ARS) Marketing Litigation	3	5
	Thomas P Griesa (Sr. District Judge)	MDL - 2052	IN RE: Tremont Group Holdings, Inc., Securities Litigation	10	31
	Thomas P Griesa (Sr. District Judge)	MDL - 2075	IN RE: Austin Capital Management, Ltd., Securities and Employee Retirement Income Security Act (ERISA) Litigation	2	6
	Thomas P Griesa (Sr. District Judge)	MDL - 2082	IN RE: Meridian Funds Group Securities & Employee Retirement Income Security Act (ERISA) Litigation	5	5

	Lewis A Kaplan (Sr. District Judge)	MDL - 2017	IN RE: Lehman Brothers Holdings, Inc., Securities & Employee Retirement Income Security Act (ERISA) Litigation	45	55
	Lewis A Kaplan (Sr. District Judge)	MDL - 2335	IN RE: Bank of New York Mellon Corp. Foreign Exchange Transactions Litigation	8	11
	Kenneth M Karas (U.S. District Judge)	MDL - 2450	IN RE: Ford Fusion and C-Max Fuel Economy Litigation	17	17
	John F Keenan (Sr. District Judge)	MDL - 1789	IN RE: Fosamax Products Liability Litigation	899	1,135
	Victor Marrero (Sr. District Judge)	MDL - 1950	IN RE: Municipal Derivatives Antitrust Litigation	1	36
	Victor Marrero (Sr. District Judge)	MDL - 2088	IN RE: Fairfield Greenwich Group Securities Litigation	1	63
	Victor Marrero (Sr. District Judge)	MDL - 2338	IN RE: MF Global Holdings Ltd. Investment Litigation	1	25
	J. Paul Oetken (U.S. District Judge)	MDL - 2027	IN RE: Satyam Computer Services, Ltd., Securities Litigation	12	12
	Robert P Patterson, Jr (Sr. District Judge)	MDL - 2213	IN RE: Commodity Exchange, Inc., Silver Futures and Options Trading Litigation	0	43
	William H Pauley, III (U.S. District Judge)	MDL - 1409	IN RE: Currency Conversion Fee Antitrust Litigation	2	35
	Loretta A Preska (Chief Judge, USDC)	MDL - 2030	IN RE: Merrill Lynch & Co., Inc., Auction Rate Securities (ARS) Marketing Litigation	1	11
	Jed S Rakoff (Sr. District Judge)	MDL - 1902	IN RE: Refco Inc. Securities Litigation	5	122
	Shira Ann Scheindlin (Sr. District Judge)	MDL - 1358	IN RE: Methyl Tertiary Butyl Ether ("MTBE") Products Liability Litigation	18	187
	Shira Ann Scheindlin (Sr. District Judge)	MDL - 1499	IN RE: South African Apartheid Litigation	5	14
	Shira Ann Scheindlin (Sr. District Judge)	MDL - 2275	IN RE: Gerova Financial Group, Ltd., Securities Litigation	3	5
	Cathy Seibel (U.S. District Judge)	MDL - 2434	IN RE: Mirena IUD Products Liability Litigation	344	344
	Sidney H Stein (Sr. District Judge)	MDL - 1603	IN RE: OxyContin Antitrust Litigation	18	102
	Sidney H Stein (Sr. District Judge)	MDL - 2070	IN RE: Citigroup Inc. Securities Litigation	11	24
	Richard J Sullivan (U.S. District Judge)	MDL - 2296	IN RE: Tribune Company Fraudulent Conveyance Litigation	72	73
	Laura Taylor Swain (U.S. District Judge)	MDL - 1688	IN RE: Pfizer Inc. Securities, Derivative & "ERISA" Litigation	15	31
	Robert W Sweet (Sr. District Judge)	MDL - 1963	IN RE: The Bear Stearns Companies Inc. Securities, Derivative and Employee Retirement Income Security Act (ERISA) Litigation	6	29
	Robert W Sweet (Sr. District Judge)	MDL - 2352	IN RE: Century 21 Department Stores, LLC, Fair and Accurate Credit Transactions Act (FACTA) Litigation	5	5
	Robert W Sweet (Sr. District Judge)	MDL - 2389	IN RE: Facebook, Inc., IPO Securities and Derivative Litigation	48	56
NYW	William M Skretny (Chief Judge, USDC)	MDL - 2085	IN RE: Air Crash Near Clarence Center, New York, on February 12, 2009	8	60
OHN	Christopher A Boyko (U.S. District Judge)	MDL - 2001	IN RE: Whirlpool Corp. Front-Loading Washer Products Liability Litigation	11	11
	James G Carr (Sr. District Judge)	MDL - 1953	IN RE: Heparin Products Liability Litigation	34	573
	Patricia A Gaughan (U.S. District Judge)	MDL - 2044	IN RE: Vertrue Inc. Marketing and Sales Practices Litigation	13	13
	David A Katz (Sr. District Judge)	MDL - 1742	IN RE: Ortho Evra Products Liability Litigation	11	1,572
	David A Katz (Sr. District Judge)	MDL - 2197	IN RE: DePuy Orthopaedics, Inc., ASR Hip Implant Products Liability Litigation	8,569	8,858
	Donald C Nugent (U.S. District Judge)	MDL - 2220	IN RE: KABA Simplex Locks Marketing and Sales Practices Litigation	19	20
	Donald C Nugent (U.S. District Judge)	MDL - 2448	IN RE: Anheuser-Busch Beer Labeling Marketing and Sales Practices Litigation	8	8
	Benita Y. Pearson (U.S. District Judge)	MDL - 2316	IN RE: Ford Motor Co. Spark Plug and 3-Valve Engine Products Liability Litigation	5	5
	Dan A Polster (U.S. District Judge)	MDL - 1909	IN RE: Gadolinium Contrast Dyes Products Liability Litigation	35	729
	Jack Zouhary (U.S. District Judge)	MDL - 2196	IN RE: Polyurethane Foam Antitrust Litigation	63	98
OHS	Sandra S Beckwith (Sr. District Judge)	MDL - 2050	IN RE: Bill of Lading Transmission and Processing System Patent Litigation	0	14
	Gregory L Frost (U.S. District Judge)	MDL - 2233	IN RE: Porsche Cars North America, Inc., Plastic Coolant Tubes Products Liability Litigation	8	8
	Edmund A Sargus, Jr (U.S. District Judge)	MDL - 2433	IN RE: E. I. du Pont de Nemours and Company C-8 Personal Injury Litigation	88	88
OKW	Robin J Cauthron (U.S. District Judge)	MDL - 2048	IN RE: Cox Enterprises, Inc., Set-Top Cable Television Box Antitrust Litigation	6	27
	Robin J Cauthron (U.S. District Judge)	MDL - 2309	IN RE: Transdata, Inc., Smart Meters Patent Litigation	9	9
PAE	Harvey Bartle, III (U.S. District Judge)	MDL - 1203	IN RE: Diet Drugs (Phentermine/Fenfluramine/Dexfenfluramine) Products Liability Litigation	86	20,201
	Michael M Baylson (Sr. District Judge)	MDL - 2437	IN RE: Domestic Drywall Antitrust Litigation	7	27
	Anita B Brody (Sr. District Judge)	MDL - 2034	IN RE: Comcast Corp. Set-Top Cable Television Box Antitrust Litigation	24	24
	Anita B Brody (Sr. District Judge)	MDL - 2323	IN RE: National Football League Players' Concussion Injury Litigation	299	301
	Jan E DuBois (Sr. District Judge)	MDL - 2081	IN RE: Blood Reagents Antitrust Litigation	32	34
	Jan E DuBois (Sr. District Judge)	MDL - 2460	IN RE: Niaspan Antitrust Litigation	17	17
	Mitchell S Goldberg (U.S. District Judge)	MDL - 2445	IN RE: Suboxone (Buprenorphine Hydrochloride and Naloxone) Antitrust Litigation	12	12
	C. Darnell Jones, II (U.S. District Judge)	MDL - 1782	IN RE: Pharmacy Benefit Managers Antitrust Litigation	5	6
	J. Curtis Joyner (Sr. District Judge)	MDL - 2235	IN RE: Foot Locker, Inc., Fair Labor Standards Act (FLSA) and Wage and Hour Litigation	5	5
	Thomas N. O'Neill, Jr (Sr. District Judge)	MDL - 2270	IN RE: CertainTeed Fiber Cement Siding Litigation	20	20
	Gene E.K. Pratter (U.S. District Judge)	MDL - 2002	IN RE: Processed Egg Products Antitrust Litigation	22	30
	Gene E.K. Pratter (U.S. District Judge)	MDL - 2284	IN RE: Imprelis Herbicide Marketing, Sales Practices and Products Liability Litigation	139	148
	Eduardo C Robreno (Sr. District Judge)	MDL - 875	IN RE: Asbestos Products Liability Litigation (No. VI)	3,168	192,038
	Cynthia M Rufe (U.S. District Judge)	MDL - 1871	IN RE: Avandia Marketing, Sales Practices and Products Liability Litigation	2,839	4,724
	Cynthia M Rufe (U.S. District Judge)	MDL - 2342	IN RE: Zoloft (Sertraline Hydrochloride) Products Liability Litigation	448	522
	Cynthia M Rufe (U.S. District Judge)	MDL - 2458	IN RE: Effexor (Venlafaxine Hydrochloride) Products Liability Litigation	50	51
	Lawrence F Stengel (U.S. District Judge)	MDL - 2436	IN RE: Tylenol (Acetaminophen) Marketing, Sales Practices and Products Liability Litigation	120	123
	R. Barclay Surrick (Sr. District Judge)	MDL - 1912	IN RE: Fasteners Antitrust Litigation	35	35
PAM	Christopher C Conner (Chief Judge, USDC)	MDL - 1935	IN RE: Chocolate Confectionary Antitrust Litigation	91	93
	Yvette Kane (U.S. District Judge)	MDL - 2380	IN RE: Shop-Vac Marketing and Sales Practices Litigation	9	10
PAW	Donetta W Ambrose (Sr. District Judge)	MDL - 1942	IN RE: Flat Glass Antitrust Litigation (No. II)	1	27
	Donetta W Ambrose (Sr. District Judge)	MDL - 2021	IN RE: Le-Nature's, Inc., Commercial Litigation	1	9
	Joy Flowers Conti (Chief Judge, USDC)	MDL - 2056	IN RE: Enterprise Rent-A-Car Wage & Hour Employment Practices Litigation	15	15
	Joy Flowers Conti (Chief Judge, USDC)	MDL - 2354	IN RE: Maxim Integrated Products, Inc., Patent Litigation	27	27
	Arthur J Schwab (U.S. District Judge)	MDL - 1674	IN RE: Community Bank of Northern Virginia Mortgage Lending Practices Litigation	4	8
RI	Mary M Lisi (Chief Judge, USDC)	MDL - 1842	IN RE: Kugel Mesh Hernia Patch Products Liability Litigation	1,019	2,215
	William E Smith (U.S. District Judge)	MDL - 2472	IN RE: Loestrin 24 Fe Antitrust Litigation	11	11
SC	J Michelle Childs (U.S. District Judge)	MDL - 2283	IN RE: Building Materials Corporation of America Asphalt Roofing Shingle Products Liability Litigation	12	13
	David C Norton (U.S. District Judge)	MDL - 2333	IN RE: MI Windows and Doors, Inc., Products Liability Litigation	17	18
TNE	Curtis Lynn Collier (U.S. District Judge)	MDL - 2343	IN RE: Skelaxin (Metaxalone) Antitrust Litigation	16	17



TNM	Todd J Campbell (Chief Judge, USDC)	MDL - 1760	IN RE: Aredia and Zometa Products Liability Litigation	231	667
TNW	J. Daniel Breen (Chief Judge, USDC)	MDL - 1551	IN RE: Reciprocal of America (ROA) Sales Practices Litigation	13	19
	Samuel H Mays, Jr (U.S. District Judge)	MDL - 2009	IN RE: Regions Morgan Keegan Securities, Derivative and Employee Retirement Income Security Act (ERISA) Litigation	32	65
	Jon P McCalla (Sr. District Judge)	MDL - 2234	IN RE: Wal-Mart ATM Fee Notice Litigation	5	11
TXE	Leonard E Davis (Chief Judge, USDC)	MDL - 2355	IN RE: Parallel Networks, LLC, ('111) Patent Litigation	9	9
TXN	Jane J Boyle (U.S. District Judge)	MDL - 2405	IN RE: On-Line Travel Company (OTC)/Hotel Booking Antitrust Litigation	30	33
	David C Godbey (U.S. District Judge)	MDL - 2099	IN RE: Stanford Entities Securities Litigation	94	121
	James Edgar Kinkeade (U.S. District Judge)	MDL - 2244	IN RE: DePuy Orthopaedics, Inc., Pinnacle Hip Implant Products Liability Litigation	5,126	5,153
TXS	Keith P Ellison (U.S. District Judge)	MDL - 2185	IN RE: BP p.l.c. Securities Litigation	21	38
	Melinda Harmon (U.S. District Judge)	MDL - 1446	IN RE: Enron Corp. Securities, Derivative & "ERISA" Litigation	5	199
	Gray H. Miller (U.S. District Judge)	MDL - 2266	IN RE: Wells Fargo Wage and Hour Employment Practices Litigation (No. III)	1	6
WAE	Lonny R Suko (Sr. District Judge)	MDL - 2494	IN RE: Columbia and Snake River Dams Clean Water Act Litigation	3	3
WAW	John C Coughenour (Sr. District Judge)	MDL - 2485	IN RE: New Cingular Wireless PCS, LLC, Data Services Sales Tax Refund Litigation	17	17
WIE	Lynn S Adelman (U.S. District Judge)	MDL - 2439	IN RE: Subway Footlong Sandwich Marketing and Sales Practices Litigation	9	9
WVN	Irene M Keeley (U.S. District Judge)	MDL - 2493	IN RE: Monitronics International, Inc., Telephone Consumer Protection Act Litigation	5	5
WVS	Joseph R Goodwin (U.S. District Judge)	MDL - 2187	IN RE: C.R. Bard, Inc., Pelvic Repair System Products Liability Litigation	5,516	5,630
	Joseph R Goodwin (U.S. District Judge)	MDL - 2325	IN RE: American Medical Systems, Inc., Pelvic Repair System Products Liability Litigation	11,402	11,564
	Joseph R Goodwin (U.S. District Judge)	MDL - 2326	IN RE: Boston Scientific Corp. Pelvic Repair System Products Liability Litigation	7,377	7,440
	Joseph R Goodwin (U.S. District Judge)	MDL - 2327	IN RE: Ethicon, Inc., Pelvic Repair System Products Liability Litigation	11,667	11,960
	Joseph R Goodwin (U.S. District Judge)	MDL - 2387	IN RE: Coloplast Corp. Pelvic Support Systems Products Liability Litigation	1,106	1,140
	Joseph R Goodwin (U.S. District Judge)	MDL - 2440	IN RE: Cook Medical, Inc., Pelvic Repair System Products Liability Litigation	150	153
<b>Report Totals:</b>		<b>287</b>		<b>93,795</b>	<b>356,875</b>

Total Number of MDL Dockets: **287**Total Number of Transferee Districts: **59**Total Number of Transferee Judges: **212**

19 Chief Judge, USDC

58 Sr. District Judge

1 U.S. District Judge

134 U.S. District Judge

**BEFORE THE JUDICIAL PANEL  
ON MULTIDISTRICT LITIGATION**

<b>In Re: AndroGel Product Liability Litigation</b>	) ) )	<b>MDL Docket No. 2545</b>
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**PROOF OF SERVICE**

I HEREBY CERTIFY that on April 25, 2014, I served true and correct copies of the foregoing **RESPONSE OF ABBVIE, ABBOTT LABORATORIES, ELI LILLY, AND ENDO PHARMACEUTICALS TO PLAINTIFFS' MOTION FOR TRANSFER, COORDINATION, AND/OR CONSOLIDATION** via first-class mail upon the following persons:

Tor A. Hoerman TORHOERMAN LAW 234 S. Wabash, 7 <sup>th</sup> Floor Chicago, IL 60604	<b>Counsel for Plaintiffs:</b> <i>GENA KOMRADA et al. v. ABBVIE INC., et al.</i> , No. 1:14-cv-02429 (N.D. Ill.); <i>In Re ABBVIE INC., et al.</i> , No. 1:14-cv-01748 (N.D. Ill.)
Daniel Becnel, Jr. BECNEL LAW FIRM, LLC 106 W 7 <sup>th</sup> St. Reserve, LA 70084 <a href="mailto:dbecnel@becnellaw.com">dbecnel@becnellaw.com</a>	<b>Counsel for Plaintiffs:</b> <i>EMMANUEL SPANN v. ABBVIE et al.</i> , No. 2:14-cv-00935 (E.D. La.)
Morris Bart MORRIS BART, LLC 909 Poydras Street, 20 <sup>th</sup> Floor New Orleans, LA 70112 <a href="mailto:morrisbart@morrisbart.com">morrisbart@morrisbart.com</a>	<b>Counsel for Plaintiffs:</b> <i>EMMANUEL SPANN v. ABBVIE et al.</i> , No. 2:14-cv-00935 (E.D. La.)
Christopher Paulos LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, P.A. 316 S. Baylen Street Pensacola, FL 32502 <a href="mailto:cpaulos@levinlaw.com">cpaulos@levinlaw.com</a>	<b>Counsel for Plaintiffs:</b> <i>ERIC ELDER et al. v. ABBVIE et al.</i> , No. 8:14-cv-00962 (M.D. Fla.)

James Dugan THE DUGAN LAW FIRM, APLC One Canal Place 365 Canal Street, Suite 1000 New Orleans, Louisiana 70130 <a href="mailto:jdugan@dugan-lawfirm.com">jdugan@dugan-lawfirm.com</a>	<b>Counsel for Plaintiffs:</b> <i>PATRICK RUNYAN v. ABBVIE et al.</i> , No. 2:14-cv-00909 (E.D. La.)
Catherine Heacox Richard Meadow THE LANIER LAW FIRM, PLC 126 East 56 <sup>th</sup> Street, 6 <sup>th</sup> Floor New York, NY 10022 <a href="mailto:Catherine.heacox@lanierlawfirm.com">Catherine.heacox@lanierlawfirm.com</a>	<b>Counsel for Plaintiffs:</b> <i>RODNEY GUILBEAU et al. v. ABBVIE et al.</i> , No. 6:14-cv-00864 (W.D. La.); <i>BENJAMIN AMERSON et al. v. ABBVIE et al.</i> , No. 2:14-cv-02206 (E.D. Pa.); <i>GEORGE OXSHEER et al., v. ABBVIE et al.</i> , No. 2:14-cv-02391 (E.D. Pa.)
Pfizer, Inc. c/o CT Corporation System 111 Eighth Avenue New York, NY 10011	<b>Unrepresented Party:</b> <i>MCGILL et al. v. ACTAVIS, INC. et al.</i> , No. 2:14-cv-02177 (E.D. Pa.)
Pharmacia & Upjohn Co., LLC c/o CT Corporation System 111 Eighth Avenue New York, NY 10011	<b>Unrepresented Party:</b> <i>MCGILL et al. v. ACTAVIS, INC. et al.</i> , No. 2:14-cv-02177 (E.D. Pa.)

I HEREBY CERTIFY that on April 25, 2014, I served true and correct copies of the foregoing **RESPONSE OF ABBVIE, ABBOTT LABORATORIES, ELI LILLY, AND ENDO PHARMACEUTICALS TO PLAINTIFFS' MOTION FOR TRANSFER, COORDINATION, AND/OR CONSOLIDATION** by email through the CM/ECF filing system on April 25, 2014, to the following:

<p>Ronald E. Johnson, Jr.  Sarah N. Lynch  SCHACHTER HENDY &amp; JOHNSON PSC  909 Wright's Summit Parkway  Suite #210  Ft. Wright, KY 41011  <a href="mailto:rjohnson@pschachter.com">rjohnson@pschachter.com</a>  <a href="mailto:slynch@pschachter.com">slynch@pschachter.com</a></p>	<p><b>Counsel for Plaintiffs:</b>  <i>WILLIAM BLADES, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1471 (N.D. Ill.); <i>GARY CARPENTER, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1472 (N.D. Ill.); <i>NATALE CATAUDELLA v. ABBVIE INC., et al.</i>, No. 1:14-cv-01483 (N.D. Ill.); <i>ROBERT CRIPE v. ABBVIE INC., et al.</i>, No. 1:14-cv-843 (N.D. Ill.); <i>THOMAS DOBBS v. ABBVIE INC., et al.</i>, No. 1:14-cv-1474 (N.D. Ill.); <i>ROGER GIBBY, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-917 (N.D. Ill.); <i>MICHAEL GORDON v. ABBVIE INC., et al.</i>, No. 1:14-cv-1478 (N.D. Ill.); <i>JOSEPH HARDEE, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-918 (N.D. Ill.); <i>THOMAS HEADLEY v. ABBVIE INC., et al.</i>, No. 1:14-cv-1475 (N.D. Ill.); <i>CHRISTOPHER HUGHES, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1476 (N.D. Ill.); <i>BUDDY HUMPHRIES, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1473 (N.D. Ill.); <i>WILLIAM JACKSON, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1477 (N.D. Ill.); <i>JOSEPH JONES, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1479 (N.D. Ill.); <i>MARK KING, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1480 (N.D. Ill.); <i>CALVIN LEWIS, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1481 (N.D. Ill.); <i>ROBERT SAYLOR, et al. v. ABBVIE INC., et al.</i>, 1:14-cv-1482 (N.D. Ill.); <i>In Re ABBVIE INC., et al.</i>, No. 1:14-cv-01748 (N.D. Ill.); <i>RICHARD OTT et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-02495 (N.D. Ill.); <i>DANNY OUSLEY v. ABBVIE INC., et al.</i>, No. 1:14-cv-02729 (N.D. Ill.)</p>
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<p>John Sawin  SAWIN LAW FIRM, LTD  55 W Wacker Dr., Flr 9  Chicago, IL 60601-1794  <a href="mailto:jsawin@sawinlawyers.com">jsawin@sawinlawyers.com</a></p>	<p><b>Counsel for Plaintiffs:</b>  <i>WILLIAM BLADES, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1471 (N.D. Ill.); <i>GARY CARPENTER, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1472 (N.D. Ill.); <i>NATALE CATAUDELLA v. ABBVIE INC., et al.</i>, No. 1:14-cv-01483 (N.D. Ill.); <i>ROBERT CRIPE v. ABBVIE INC., et al.</i>, No. 1:14-cv-843 (N.D. Ill.); <i>THOMAS DOBBS v. ABBVIE INC., et al.</i>, No. 1:14-cv-1474 (N.D. Ill.); <i>ROGER GIBBY, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-917 (N.D. Ill.); <i>MICHAEL GORDON v. ABBVIE INC., et al.</i>, No. 1:14-cv-1478 (N.D. Ill.); <i>JOSEPH HARDEE, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-918 (N.D. Ill.); <i>THOMAS HEADLEY v. ABBVIE INC., et al.</i>, No. 1:14-cv-1475 (N.D. Ill.); <i>CHRISTOPHER HUGHES, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1476 (N.D. Ill.); <i>BUDDY HUMPHRIES, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1473 (N.D. Ill.); <i>WILLIAM JACKSON, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1477 (N.D. Ill.); <i>JOSEPH JONES, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1479 (N.D. Ill.); <i>MARK KING, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1480 (N.D. Ill.); <i>CALVIN LEWIS, et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-1481 (N.D. Ill.); <i>ROBERT SAYLOR, et al. v. ABBVIE INC., et al.</i>, 1:14-cv-1482 (N.D. Ill.); <i>In Re ABBVIE INC., et al.</i>, No. 1:14-cv-01748 (N.D. Ill.); <i>RICHARD OTT et al. v. ABBVIE INC., et al.</i>, No. 1:14-cv-02495 (N.D. Ill.); <i>DANNY OUSLEY v. ABBVIE INC., et al.</i>, No. 1:14-cv-02729 (N.D. Ill.)</p>
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*MICHAEL BAILEY v. ABBVIE INC., et al.*, No. 1:14-cv-1663 (N.D. Ill.); *ROBERT BARTHOLIC v. ABBVIE INC., et al.*, No. 1:14-cv-1427 (N.D. Ill.); *MARCO DeLEON v. ABBVIE INC., et al.*, No. 1:14-cv-1673 (N.D. Ill.); *KIMBERLY DULA v. ABBVIE INC., et al.*, No. 1:14-cv-1726 (N.D. Ill.); *MARK GEORGE v. ABBVIE INC., et al.*, No. 1:14-cv-2085 (N.D. Ill.); *JAMES GORDON v. ABBVIE INC., et al.*, No. 1:14-cv-1665 (N.D. Ill.); *DON JOHNSON v. ABBVIE INC., et al.*, No. 1:14-cv-877 (N.D. Ill.); *RICHARD KELLY v. ABBVIE INC., et al.*, No. 1:14-cv-879 (N.D. Ill.); *FRANK LAU v. ABBVIE INC., et al.*, No. 1:14-cv-1298 (N.D. Ill.); *LORI LUECK v. ABBVIE INC., et al.*, No. 1:14-cv-2140 (N.D. Ill.); *STEVE MARINO v. ABBVIE INC., et al.*, No. 1:14-cv-777 (N.D. Ill.); *KENNETH MONTGOMERY v. ABBVIE INC., et al.*, No. 1:14-cv-1668 (N.D. Ill.); *STEVEN MYERS v. ABBVIE INC., et al.*, No. 1:14-cv-780 (N.D. Ill.); *KENNETH O'DONNELL v. ABBVIE INC., et al.*, No. 1:14-cv-1428 (N.D. Ill.); *EDDIE ORTIZ v. ABBVIE INC., et al.*, No. 1:14-cv-1670 (N.D. Ill.); *GARY WHITE v. ABBVIE INC., et al.*, No. 1:14-cv-1667 (N.D. Ill.); *In Re ABBVIE INC., et al.*, No. 1:14-cv-01748 (N.D. Ill.); *CHARLES LANE v. ABBVIE INC., et al.*, No. 1:14-cv-2611 (N.D. Ill.); *DUSTIN KANADY v. ABBVIE INC., et al.*, No. 1:14-cv-2612 (N.D. Ill.); *CRAIG COLE et al., v. ABBVIE INC., et al.*, No. 1:14-cv-2613 (N.D. Ill.); *RONALD UDOVICH v. ABBVIE INC., et al.*, No. 1:14-cv-2629 (N.D. Ill.); *NATHEAN POINTER et al., v. ABBVIE INC., et al.*, No. 1:14-cv-2633 (N.D. Ill.); *JIMMY DAVIS v. ABBVIE INC., et al.*, No. 1:14-cv-02774 (N.D. Ill.); *MICKEY SCHWALM v. ABBVIE INC., et al.*, No. 1:14-cv-02899 (N.D. Ill.); *JIMMY DAVIS v. ABBVIE et al.*, No. 1:14-cv-02774 (N.D. Ill.)

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