

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

**IN RE: FRESENIUS GRANUFLO/NATURALYTE  
DIALYSATE PRODUCTS LIABILITY LITIGATION**

**MDL No. 1:13-md-2428-DPW**

**This Document Relates to:**

*All Cases*

**JOINT STATUS REPORT  
(Agenda for Status Conference on May 15, 2015)**

This Joint Status Report represents an agreed upon suggested agenda for the Status Conference scheduled before Judge Woodlock in this matter on May 15, 2015 at 2:30 p.m.

The parties will be prepared to address the status of the following pending matters:

1. Parties' Competing Proposals for Phase II Bellwether Deposition Discovery, Docket No. 981 (Plaintiffs), and Docket No. 982 (FMCNA);
2. Update on Stipulation of Dismissal Without Prejudice for Purpose of Changing "Home Forum" Designation pursuant to the Stipulation and withdrawal of pending motions to dismiss/stipulations of dismissal without prejudice as set forth on Attachment A;
3. Cases with other pending motions
  - a. Supplement to FMCNA's Assented-to motion to sever plaintiffs' cases and assign separate case numbers (Docket No. 973) in the following cases:
    1. *Nunez et al v. FMCNA et al*, MDL No. 13-11986
    2. *Casian et al v. FMCNA et al*, MDL No. 13-12529
    3. *Rasing et al v. FMCNA et al*, MDL No. 14-10381
    4. *Schmidt et al v. FMCNA et al*, MDL No. 14-10383

5. *Yassin et al v. FMCNA et al*, MDL No. 14-12404

b. FMCNA's Assented-to motion to sever plaintiffs' cases and assign separate case numbers (Docket No. 978) in the following case:

1. *Pryor et al v. FMCNA et al*, MDL No. 15-11530;

c. FMCNA's Assented-to motion to sever plaintiffs' cases and assign separate case numbers (Docket No. 979) in the following cases:

1. *Littrell et al v. FMCNA et al*, MDL No. 14-11484

2. *Carol Cook et al v. FMCNA et al*, MDL No. 14-14412

3. *Hawk et al v. FMCNA et al*, MDL No. 15-10298

4. *Laskowski et al v. FMCNA et al*, MDL No. 15-10299

5. *Schultz et al v. FMCNA et al*, MDL No. 15-10300

6. *Nicholson et al v. FMCNA et al*, MDL No. 15-10301

7. *Paul Cook et al v FMCNA et al*, MDL No. 15-10302

8. *Bodnar et al v. FMCNA et al*, MDL No. 15-10303

9. *Burriss et al v. FMCNA et al*, MDL No. 15-10304;

d. FMCNA's Assented-to motion to sever plaintiffs and assign separate case numbers (Docket No. 989) in the following cases:

1. *Jenkins et al v. FMCNA et al*, MDL No. 14-12023

2. *Drake et al v. FMCNA et al*, MDL No. 14-12106

4. *Albert et al v. FMCNA et al*, MDL No. 14-12107

5. *Fergus et al v. FMCNA et al*, MDL No. 14-12128

6. *Maciel et al v. FMCNA et al*, MDL No. 14-12460

7. *Bates et al v. FMCNA et al*, MDL No. 14-12461

8. *Edora et al v. FMCNA et al*, MDL No. 14-13551
- e. *Cook v. FMCNA, et al.* MDL No. 14-14412:
  1. Plaintiff's Motion to Remand for Lack of Subject Matter Jurisdiction (Docket No. 86 & 87); FMCNA's Opposition to Plaintiff's Motion to Remand (Docket No. 91); Plaintiff's Reply (Docket No. 94);
  2. FMCNA's Motion to Sever Plaintiffs and Hospital Defendants (Docket No. 89 & 90); Plaintiff's Response (Docket No.98); FMCNA's Reply (Docket No. 100);
  3. Defendant, Muskogee Regional Medical Center's Report to the Court on Severance (Docket No. 96); Defendant, Saint Frances Hospital, Inc.'s Statement of Position on Issue of Severance (Docket No. 97);
- f. *Arballo v. FMCNA et al.*, MDL No. 14-10546; FMCNA's Motion to Sever Claims Against Northridge Dialysis Center LLC (Docket Nos. 55 & 56); Plaintiff's Opposition (Docket No. 61); and FMCNA's Reply (Docket No. 64);
- g. *Jones v. FMCNA, et al.*, MDL No. 14-11360: Plaintiff's Motion to Dismiss (Docket No. 25);
- h. *Thames v. FMCNA, et al.* MDL No. 14-14009: Stipulation of Dismissal (Docket No. 16);
- i. *Miller v. FMCNA, et al.*, MDL No. 1:15-10218: Plaintiff's Notice of Voluntary Dismissal (Docket No. 11);
4. Report on Attorney General cases pending in Louisiana and Mississippi, including:
  - a. Notice of Appeal by State of Louisiana- Appeal Terminated (Docket No. 980);and

5. Any other matters raised by the Court.

Respectfully submitted by Plaintiffs' Executive  
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Date: May 13, 2015

**ATTACHMENT A**  
**(CMO No. 7 Dismissal Motions/Stipulations)**

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13-13138	Brice v. FMCNA et al	41
14-10435	Daugherty v. FMCNA et al	30
14-10489	Moore v. FMCNA et al	33
14-10513	Buggs v. FMCNA et al	34
14-10810	Bowen v. FMCNA et al	32
14-10832	Hicks v. FMCNA et al	32
14-10833	Bray v. FMCNA et al	33
14-10834	Campbell v. FMCNA et al	32
14-10835	Simpson v. FMCNA et al	32
14-10837	Roberts v. FMCNA et al	32
14-10841	Hill v. FMCNA et al	31
14-10847	McKenzie v. FMCNA et al	31
14-10851	Neither v. FMCNA et al	31
14-10852	Sanders v. FMCNA et al	32
14-10853	Fenwick v. FMCNA et al	31
14-10856	Gentile v. FMCNA et al	31
14-10895	Lidke v. FMCNA et al	32
14-10923	Robertson v. FMCNA et al	31
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14-10925	Carter v. FMCNA et al	31

**ATTACHMENT A**  
**(CMO No. 7 Dismissal Motions/Stipulations)**

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14-10927	Child v. FMCNA et al	31
14-10928	Rutledge v. FMCNA et al	31
14-10930	Wolf v. FMCNA et al	31
14-10932	Dubin v. FMCNA et al	31
14-10935	MacGregor v. FMCNA et al	31
14-10938	Carter v. FMCNA et al	31
14-10945	Myrick v. FMCNA et al	31
14-10950	Munoz v. FMCNA et al	31
14-10952	Paige v. FMCNA et al	31
14-10953	Pearce v. FMCNA et al	32
14-10954	Stauber v. FMCNA et al	31
14-10955	Roundtree v. FMCNA et al	31
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14-11042	Wiezorek v. FMCNA et al	31
14-11052	Wolaver v. FMCNA et al	32
14-11059	Caruthers v. FMCNA et al	32
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14-11070	Jackson v. FMCNA et al	32



**ATTACHMENT A**  
**(CMO No. 7 Dismissal Motions/Stipulations)**

14-11144	Echols v. FMCNA et al	32
14-11191	McGriff v FMCNA et al	32
14-11226	Moore v. FMCNA et al	28
14-11237	Coghill v. FMCNA et al	32
14-11239	McFall v. FMCNA et al	28
14-11266	Reer v. FMCNA et al	32
14-11312	Blasingone v. FMCNA et al	32
14-11352	Joelo v. FMCNA et al	31
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14-11425	Richardson v. FMCNA et al	32
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14-11433	Villareal v. FMCNA et al	31
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