

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

**IN RE: FLUOROQUINOLONE
PRODUCTS LIABILITY
LITIGATION**

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MDL DOCKET NO. 2642

**RESPONSE IN SUPPORT OF PLAINTIFFS' MOTION TO TRANSFER ACTIONS
PURSUANT TO 28 U.S.C. § 1407 FOR COORDINATED OR CONSOLIDATED
PROCEEDINGS**

I. INTRODUCTION

Pursuant to 28 U.S.C. §1407 and Rule 6.2(e) of the United States Judicial Panel on Multidistrict Litigation Rules of Procedure, Plaintiffs Billie Stephens, Alan Lee Henness and Samantha Henness, and Earl Ricker and Patricia Ricker respectfully submit this Interested Party Response to the Motion to Transfer Actions for Coordinated or Consolidated Proceedings. As set forth herein, Plaintiffs agree that consolidation is appropriate and further submit that coordination before the Honorable David R. Herndon of the United States District Court, Southern District of Illinois is appropriate.

**II. TRANSFER AND PRETRIAL COORDINATION IS APPROPRIATE UNDER
of 28 U.S.C. § 1407**

Plaintiffs adopt by reference and concur with the arguments presented by Heard Robins Cloud, LLP (Dkt. # 1-1; Filed 05/19/15), Aylstock, Witkin, Kreis & Overholtz, PLLC (Dkt. #22; Filed 06/05/15), and Gomez Trial Attorneys (Dkt. #37, Filed 07/13/2015) in their respective briefs.

Pursuant to 28 U.S.C. § 1407(a), the Panel favors transfer of civil actions to a single district for coordinated or consolidated pretrial proceedings when 1) the actions involve one or more common questions of fact, 2) transfer will be for the convenience of parties and witnesses, and 3) transfer promotes the just and efficient conduct of such actions. *See* 28 U.S.C. § 1407(a).

All three considerations support coordination or consolidation of all pending and subsequently filed Fluoroquinolone Products Liability actions.

Plaintiffs agree that transfer is useful and necessary given the multitude of actions filed and the numerous common questions of fact. All of the related Fluoroquinolone actions raise common questions of fact and law, including: whether the fluoroquinolones were defective; whether Defendants conducted adequate testing of the fluoroquinolones, whether Defendants breached their duties of care to Plaintiffs, whether Defendants had knowledge regarding the existence of the defects alleged, whether Defendants failed to warn physicians and consumers about the risks of the fluoroquinolones, whether Defendants breached any warranty related to its sale of fluoroquinolones, and whether the fluoroquinolones are capable of causing and/or did cause the irreversible peripheral neuropathy and related injuries. All of the Related Actions allege similar causes of action, namely, following a dose of Levaquin, Cipro and/or Avelox, the Plaintiff began to suffer debilitating and permanent symptoms of peripheral neuropathy.

Further, Plaintiffs agree that transfer for pretrial purposes would serve “the convenience of the parties and witnesses” and “promote the just and efficient conduct of the actions” as required by 28 USC 1407.

Currently, there are at least seventy-seven (77) substantially similar federal actions¹ filed by multiple different law firms in various federal district courts throughout the country against the named Defendants.² Due to the number of cases currently filed and the number of cases expected to be filed in the future, Plaintiffs support pretrial coordination or consolidation for

¹ See attached Schedule of Actions.

² At the time of this filing, Sill Law Group, PLLC represents five plaintiffs: Billie Stephens, in an action pending in the United States District Court for the Western District of Oklahoma; Alan Lee Henness and Samantha Henness, in an action pending in the Eastern District of Pennsylvania; and Earl Ricker and Patricia Ricker, in an action pending in the United States District Court for the District of Arizona.

convenience and as the most efficient and effective way of conducting the case . If the Panel decides not to centralize these actions, parties will risk duplicative discovery and inconsistent rulings that may harm Plaintiffs or Defendants. MDL Coordination or Consolidation at this stage, prior to substantive motions practice, will conserve judicial resources of all persons involved and will promote the just and efficient conduct actions.

Coordination or consolidation is also appropriate because this case involves multiple Defendants. There are at least eleven separate actions that allege exposure to different fluoroquinolones and therefore include both the Johnson & Johnson and Bayer entities as defendants. Defendants note this fact as a barrier to centralization; however, the Panel has often centralized litigations across an industry of drugs. *See e.g. In re: Androgel Prods. Liab. Litig.*, 24 F.Supp.3d 1378 (J.P.M.L. 2014). Levaquin, Cipro and Avelox are all among the same class of antibiotics: fluoroquinolones. Further, the warning label for all three antibiotics was updated at the same time to warn against the risk of Peripheral Neuropathy. The Food and Drug Administration required the update to all three antibiotics at the same time because it felt the risk was equal among the three drugs. Consequently, because there are multiple defendants, centralization for all fluoroquinolones is appropriate to expeditiously and efficiently litigate this case.

Defendant Johnson and Johnson's ("J&J") recent filings suggest it agrees with Plaintiffs on this issue. J&J recently filed an Administrative Motion in the Northern District of California requesting that the Levaquin actions be "related" under California Local Rules. Def's Mot. to Consider Whether Cases should be Related, *Lampard v. Johnson & Johnson et al.*, No. 3:14-cv-04983, ECF No. 56 (N.D. California July 7, 2015). Local Rule 3-12(a) allows "relation" when: "i) the actions involve substantially the same parties, and ii) it is likely there will be an unduly

burdensome duplication of labor or conflicting results if the cases are conducted before different judges.” J&J argues these claims should be related because all cases involve “claims of peripheral neuropathy as a side effect of taking Levaquin, and because Defendants are represented by the same counsel in all three actions, relating *Lampard* and *Goldbaum* at this time is likely to conserve judicial resources of all counsel during the case management stage.” *Id.* Similarly, Plaintiffs in the instant action argue in favor of consolidation because i) all of these cases involve common facts – fluoroquinolones causes peripheral neuropathy, ii) coordination or consolidation would be convenient for both parties, and iii) coordination or consolidation would limit duplicative discovery requests and efforts and “conserve judicial resources of all counsel during the case management stage.” *Id.* As such, J&J cannot now oppose pretrial coordination or consolidation into one judicial district because Plaintiffs here make arguments identical to the arguments submitted by J&J in favor of “relating” the actions under California Local Rules.

III. ALL RELATED ACTIONS SHOULD BE TRANSFERRED FOR COORDINATION OR CONSOLIDATION TO THE SOUTHERN DISTRICT OF ILLINOIS IN FRONT OF JUDGE HERNDON

The United States District Court for the Southern District of Illinois is the most appropriate forum for coordination or consolidation of the fluoroquinolone litigation because it is conveniently located and has the capacity to expeditiously handle a case of this magnitude.

The Southern District of Illinois’s courthouse in East St. Louis, Illinois is located approximately fifteen minutes from Lambert-St. Louis International Airport.³ Accordingly, travel to and from the courthouse is easily accessible to all parties and witnesses. Further, the

³ The Lambert-St. Louis International Airport is one of the most centrally located travel destinations in the country, offering affordable flights and more than 60 nonstop destinations.

Southern District of Illinois has experience handling complex litigations⁴ and is not currently overburdened with other complex matters. Presently, the Southern District of Illinois maintains only two multidistrict litigations and at least one of the litigations is now substantially resolved. *See In re Yasmin and Yaz (Dropirenone) Mtg., Sales Practices and Prods. Liab. Litig.*, 655 F. Supp. 2d 1343 (J.P.M.L. 2009).

Plaintiffs further submit that Judge David R. Herndon of the Southern District of Illinois, who has been assigned to at least two fluoroquinolone actions, one involving Levaquin and one involving Avelox, is an excellent choice for managing this litigation. Judge Herndon was appointed to the bench 17 years ago and has significant experience managing complex litigation and consolidated mass tort litigation in an efficient and effective manner. Judge Herndon is an experienced jurist who has proven his ability to manage a massive litigation with complex legal and medical issues.⁵ As such, Plaintiffs respectfully request the Panel transfer all pending and subsequently filed actions for coordination or consolidation in front of Judge David R. Herndon in the Southern District of Illinois.

IV. CONCLUSION

For the reasons set forth herein, and those presented in Herd Robins Cloud, LLP's brief in support of its motion for consolidation under 28 U.S.C. §1407, Aylstock, Witkin, Kreis & Overholtz, PLLC's Interested Party Response, and Gomez Trial Attorneys Interested Party

⁴ The Southern District of Illinois maintains a well-staffed and well-prepared Clerk's office ready to handle the influx of issues inherent in complex, multidistrict litigation. Further, the District maintains an updated webpage that provides accurate and up to date information and documents for attorneys and litigants. The District has also developed a streamlined process for direct filing of complaints.

⁵ *See In re Yasmin and Yaz (Dropirenone)*, 655 F. Supp. 2d 1343 (Judge Herndon managed a docket with over 11,000 filed cases, ruled on over sixty (60) Motions *in Limine* and eighteen (18) Motions to Exclude the Testimony of Expert Witnesses pursuant to *Daubert*, entered sixty-seven (67) Case Management Orders²², and held over forty (40) status hearings).

Response, Plaintiffs respectfully request and join the motion to transfer all pending fluoroquinolone actions and all subsequently filed tag-along cases for coordinated or consolidated pretrial proceedings before the Southern District of Illinois, and assign the matter to Judge David. A. Herndon.

Dated: July 29, 2015

Respectfully Submitted,

By: */s/ Matthew J. Sill* _____

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

IN RE: FLUOROQUINOLONE § MDL - 2642
PRODUCTS LIABILITY §
LITIGATION §

SCHEDULE OF ACTIONS

Case Caption	Court	Civil Action No.	Judge
Plaintiff: Lori Lynn Street Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Arizona (Prescott Division)	3:15-cv-08065	Hon. David G. Campbell
Plaintiffs: Earl Ricker Patricia Ricker Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; McKesson Corporation	U.S.D.C. District of Arizona (Phoenix Division)	2:15-cv-01186	Hon. Steven P. Logan
Plaintiff: Kimberly A. Isaiah Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; Johnson & Johnson; Janssen Pharmaceuticals, Inc.; Janssen Research & Development, LLC	U.S.D.C. Central District of California (Eastern Division – Riverside)	5:15-cv-01232	Hon. Andre Birotte, Jr.
Plaintiff: Mateo Emiliano Lopez Defendants: Bayer Healthcare Pharmaceuticals Inc.; Merck & Co., Inc.	U.S.D.C. Central District of California (Southern Division – Santa Ana)	8:15-cv-00868	Hon. James V. Selna
Plaintiff: Diane Standbridge Willey Defendants:	U.S.D.C. Central District of California (Southern Division – Santa Ana)	8:15-cv-00964	Hon. Josephine L. Staton

Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.			
Plaintiff: Marla Lombard Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation	U.S.D.C. Central District of California (Western Division – Los Angeles)	2:15-cv-03120	Hon. Fernando M. Olguin
Plaintiff: Kyle Richardson Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation	U.S.D.C. Central District of California (Western Division – Los Angeles)	2:15-cv-04210	Hon. Fernando M. Olguin
Plaintiff: Michael Francis Breene Defendants: Johnson & Johnson; Johnson & Johnson Pharmaceutical Research & Development, LLC; Ortho-McNeil- Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. Eastern District of California (Fresno)	1:15-cv-00361	Hon. Troy L. Nunley
Plaintiff: Felicita Cortez Defendants: Johnson & Johnson; Johnson & Johnson Pharmaceutical Research & Development, L.L.C.; Ortho- McNeil- Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. Eastern District of California (Fresno)	1:15-cv-00525	Hon. Morrison C. England, Jr.
Plaintiff: Patricia Phoenix Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; Merck & Co., Inc.; Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Eastern District of California (Fresno)	1:15-cv-01166	Hon. Anthony W. Ishii
Plaintiff: Paige Hensley Defendants:	U.S.D.C. Eastern District of California (Sacramento)	2:15-cv-01579	Hon. Troy L. Nunley

Johnson & Johnson; Janssen Pharmaceuticals, Inc.			
Plaintiff: Jeanette Dyer Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C. Eastern District of California (Sacramento)	2:15-cv-01612	Hon. Morrison C. England, Jr.
Plaintiff: Dennis Armenta Defendants: Johnson & Johnson; Johnson & Johnson Pharmaceutical Research & Development, L.L.C.; Ortho-McNeil-Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. Southern District of California (San Diego)	3:15-cv-00513	Hon. Janis L. Sammartino
Plaintiff: Krista Ann Kirkwood Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.	U.S.D.C. Southern District of California (San Diego)	3:15-cv-01329	Hon. Jeffrey T. Miller
Plaintiff: Sherri Kellerman Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.; Schering Corporation; McKesson Corporation	U.S.D.C. Northern District of California (San Francisco)	3:14-cv-03680	Hon. William Alsup
Plaintiff: Simon Lampard Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Northern District of California (San Francisco)	3:14-cv-04983	Hon. Vince Chhabria
Plaintiff: Suzanne Higley Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; McKesson Corporation	U.S.D.C. Northern District of California (San Francisco)	3:14-cv-05254	Hon. Samuel Conti
Plaintiff:	U.S.D.C. Northern	3:15-cv-01555	Hon. Vince Chhabria

Guillermo Goldbaum Defendants: Johnson & Johnson; Johnson & Johnson Pharmaceutical Research & Development, LLC; Ortho-McNeil-Janssen Pharmaceuticals, Inc.; McKesson Corporation	District of California (San Francisco)		
Plaintiff: Scott Alan Reiman Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. Northern District of California (San Francisco)	3:15-cv-01610	Hon. Vince Chhabria
Plaintiff: Joanne Hanson Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Colorado (Denver)	1:15-cv-01169	Hon. Raymond P. Moore
Plaintiff: Walter Sanchez Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Colorado (Denver)	1:15-cv-01177	Hon. Marcia S. Krieger
Plaintiff: Kelli Chan Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Colorado (Denver)	1:15-cv-01562	Hon. Nina Y. Wang
Plaintiff: Rose Gale-Goldberg Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Colorado (Denver)	1:15-cv-01564	Hon. William J. Martinez
Plaintiff:	U.S.D.C. District of	1:15-cv-01567	Hon. Kathleen M.

Kim Monahan Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	Colorado (Denver)		Tafoya
Plaintiff: Stephanie Heller Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.	U.S.D.C. District of Columbia (Washington, DC)	1:14-cv-01953	Hon. Beryl A. Howell
Plaintiff: Kelly Najera Morales Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Connecticut (New Haven)	3:15-cv-01046	Hon. Jeffrey A. Meyer
Plaintiff: Ivan Webb Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C Middle District of Florida (Ft. Meyers)	2:15-cv-00376	Hon. John E. Steele
Plaintiff: Darryl Green Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C Middle District of Florida (Ft. Meyers)	2:15-cv-00411	Hon. John E. Steele
Plaintiff: Virginia Kaplan Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C Middle District of Florida (Ocala)	5:15-cv-00330	Hon. James S. Moody, Jr.
Plaintiff: Timothy Scribano Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C Middle District of Florida (Orlando)	6:15-cv-00892	Hon. Roy B. Dalton, Jr.
Plaintiff: Sharon Mandel Defendants:	U.S.D.C Middle District of Florida (Tampa)	8:15-cv-01269	Hon. Steven D. Merryday

Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.			
Plaintiff: Sylvia Stephens McRae Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C Middle District of Florida (Tampa)	8:15-cv-01352	Hon. Susan C. Bucklew
Plaintiff: Deborah Searcy Defendants: Bayer Corporation; Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.	U.S.D.C Middle District of Florida (Tampa)	8:15-cv-01391	Hon. Richard A. Lazzara
Plaintiff: Ronen Wolf Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Southern District of Florida (Ft. Lauderdale)	0:15-cv-61189	Hon. Darrin P. Gayles
Plaintiff: Kathy D. Presley Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Northern District of Georgia (Atlanta)	1:15-cv-01293	Hon. Richard W. Story
Plaintiff: Marita Flanagan Defendants: Bayer Corporation; Bayer HealthCare Pharmaceuticals, Inc.; Merck & Co., Inc.	U.S.D.C. Northern District of Georgia (Atlanta)	1:15-cv-2652	Pending Assignment
Plaintiff: Brenda Rodgers Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Northern District of Georgia (Atlanta)	1:15-cv-2653	Pending Assignment
Plaintiff: Pamela J. Lewis Defendants:	U.S.D.C. Northern District of Georgia (Gainesville)	2:15-cv-00133	Hon. Richard W. Story

Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.			
Plaintiffs: Christopher P. Krebs Donna Krebs Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. Northern District of Georgia (Gainesville)	2:15-cv-00159	Hon. William C. O'Kelley
Plaintiff: Joseph Schwoebel Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; Merck & Co., Inc.; Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Northern District of Georgia (Newnan)	3:15-cv-00120	Hon. Timothy C. Batten, Sr.
Plaintiff: Patricia Jone Hobbs Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; Merck & Co., Inc.; Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Northern District of Illinois (Chicago)	1:15-cv-04933	Hon. Milton I. Shadur
Plaintiff: Michael Kaferly Defendants: Bayer HealthCare Pharmaceuticals, Inc.; Bayer Corporation; Merck & Co., Inc.; Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C. Northern District of Illinois (Chicago)	1:15-cv-06530	Hon. Edmond E. Chang
Plaintiffs: Diane Gustafson Gus Gustafson Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.; Bayer	U.S.D.C. Northern District of Illinois (Chicago)	1:15-cv-06533	Hon. Manish S. Shah

Corporation; Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.; Schering Corporation; McKesson Corporation			
Plaintiff: Jeanne Bullard Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.	U.S.D.C. Southern District of Illinois (East St. Louis)	3:15-cv-00038	Hon. David R. Herndon
Plaintiff: Nancy Lee Bush Defendants: Janssen Research & Development, LLC; Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C. Southern District of Illinois (East St. Louis)	3:15-cv-00452	Hon. David R. Herndon
Plaintiff: Steven Lundberg Defendants: Johnson & Johnson; Johnson & Johnson Pharmaceutical Research & Development, LLC; Ortho-McNeil-Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. Northern District of Iowa (Central Division)	3:15-cv-03131	Hon. Mark W. Bennett
Plaintiff: Mark Chrisman Perkins Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Kansas (Wichita)	6:15-cv-01226	Hon. Eric F. Melgren
Plaintiff: Jeffrey Baum Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Western District of Kentucky (Louisville)	3:15-cv-00293	Hon. David J. Hale
Plaintiff: Danny Keith Phillips Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; Merck & Co.,	U.S.D.C. Eastern District of Louisiana (New Orleans)	2:15-cv-02570	Hon. Lance M. Africk

Inc.; Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.			
Plaintiff: Karyn Joy Grossman Defendants: Johnson & Johnson; Johnson & Johnson Pharmaceutical Research & Development, L.L.C.; Ortho-McNeil-Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Maryland (Baltimore)	1:15-cv-01082	Hon. James K. Bredar
Plaintiffs: Giovanna Rindini Michael Rindini Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. District of Massachusetts (Boston)	1:15-cv-13014	Hon. Richard G. Stearns
Plaintiff: Kathleen M. Smith Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Minnesota	0:14-cv-05021	Hon. Donovan W. Frank
Plaintiff: Gary Clark Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Southern District of Mississippi (Eastern (Hattiesburg))	2:15-cv-00084	Hon. Keith Starrett
Plaintiff: Rickey C. Talley Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Northern District of Mississippi (Aberdeen Division)	1:15-cv-00103	Hon. Sharion Aycock
Plaintiff: Alana Smith Defendants:	U.S.D.C. Western District of Missouri (Kansas City)	4:15-cv-00519	Hon. Robert E. Larsen

Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.			
Plaintiff: Geraldine Blackmon Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.	U.S.D.C. District of Nebraska (4 Lincoln)	4:15-cv-03020	Hon. John M. Gerrard
Plaintiff: John R. Taylor Defendants: Bayer Corporation; Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.	U.S.D.C. District of New Mexico (Albuquerque)	1:15-cv-00468	Hon. Stephan M. Vidmar
Plaintiff: Olga Spiegel Defendants: Johnson & Johnson; Janssen Research & Development, L.L.C.; Janssen Pharmaceuticals, Inc.	U.S.D.C. Southern District of New York (Foley Square)	1:15-cv-03021	Hon. Jed S. Rakoff
Plaintiff: Amy King Defendants: Bayer Corporation; Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.	U.S.D.C. Western District of North Carolina (Charlotte)	3:15-cv-00194	Hon. Max O. Cogburn, Jr.
Plaintiff: Billie Stephens Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. Northern District of Oklahoma (Tulsa)	4:15-cv-00362	Hon. Gregory K. Frizzell
Plaintiff: Sarah Rachel Moll Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Western District of Oklahoma (Oklahoma City)	5:15-cv-00647	Hon. Vicki Miles-LaGrange
Plaintiff:	U.S.D.C. Western	5:15-cv-00698	Hon. Timothy D.

Julie Ann Spaan Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	District of Oklahoma (Oklahoma City)		DeGiusti
Plaintiffs: Alan Wasner Cynthia Wasner Defendants: Bayer HealthCare Pharmaceuticals, Inc.; Bayer Corporation; Merck & Co., Inc; Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Oregon (Eugene (6))	6:15-cv-01394	Hon. Thomas M. Coffin
Plaintiffs: Alan Lee Henness Samantha Henness Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. Eastern District of Pennsylvania (Philadelphia)	2:15-cv-03636	Hon. Gerald A. McHugh
Plaintiff: Lori Murphy Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C. Eastern District of Pennsylvania (Philadelphia)	2:15-cv-03733	Hon. Eduardo C. Robreno
Plaintiff: Diego Vasquez Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C. Eastern District of Pennsylvania (Philadelphia)	2:15-cv-03734	Hon. Timothy J. Savage
Plaintiff: Michelle Amrit Kaur Defendants: Johnson & Johnson; Janssen Pharmaceuticals, Inc.	U.S.D.C. Eastern District of Pennsylvania	2:15-cv-04135	Hon. J. Curtis Joiner
Plaintiffs: Robert L. Heffelfinger Celia Heffelfinger	U.S.D.C. Middle District of Pennsylvania (Harrisburg)	1:15-cv-00479	Hon. Sylvia H. Rambo

Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.			
Plaintiff: Gordon C. Olsommer Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. Middle District of Pennsylvania (Scranton)	3:15-cv-01260	Hon. Malachy E. Mannion
Plaintiff: Christina Morris Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Merck & Co., Inc.	U.S.D.C. District of South Carolina (Florence)	4:15-cv-01322	Hon. R. Bryan Harwell
Plaintiff: Bonnie Lynch Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.	U.S.D.C. District of Vermont (Rutland)	5:15-cv-00118	Hon. Geoffrey W. Crawford
Plaintiff: John D. Antone Defendants: Johnson & Jonson; Janssen Pharmaceuticals, Inc.	U.S.D.C. Eastern District of Virginia	1:15-cv-00949	Pending Assignment
Plaintiff: Ronald Baughn Defendants: Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.; McKesson Corporation	U.S.D.C. Western District of Washington (Tacoma)	3:15-cv-05283	Hon. Benjamin H. Settle
Plaintiff: Neal Lightle Defendants: McKesson Corporation; Johnson & Johnson; Janssen Pharmaceuticals, Inc.; Janssen Research & Development, LLC	U.S.D.C. Western District of Washington (Tacoma)	3:15-cv-05511	Hon. Ronald B. Leighton

<p>Plaintiff: Ardieth Paynter</p> <p>Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; Merck & Co., Inc.; Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.</p>	<p>U.S.D.C. Southern District of West Virginia (Beckley)</p>	<p>5:15-cv-11546</p>	<p>Pending Assignment</p>
<p>Plaintiff: Rebecca Hatfield</p> <p>Defendants: Bayer Healthcare Pharmaceuticals, Inc.; Bayer Corporation; Merck & Co., Inc.; Johnson & Johnson; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.</p>	<p>U.S.D.C Southern District of West Virginia (Charleston)</p>	<p>2:15-cv-07638</p>	<p>Hon. John T. Copenhaver, Jr.</p>
<p>Plaintiff: Robert Meyer</p> <p>Defendants: Johnson & Johnson Services, Inc.; Janssen Research & Development, LLC; Janssen Pharmaceuticals, Inc.</p>	<p>U.S.D.C. Eastern District of Wisconsin (Green Bay)</p>	<p>1:15-cv-00691</p>	<p>Hon. William C. Griesbach</p>

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**IN RE: FLUOROQUINOLONE
PRODUCTS LIABILITY
LITIGATION**

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MDL DOCKET NO. 2642

PROOF OF SERVICE

I, Matthew J. Sill, hereby certify that on this 29th day of July, 2015, I electronically filed Response In Support of Plaintiffs' Motion To Transfer Actions Pursuant to 28 U.S.C. § 1407 for Coordinated or Consolidated Proceedings with the Court using the CM/ECF system and thereby delivered by electronic means to all registered participants as identified on the Notice of Electronic Filing:

Dated: July 29, 2015

Respectfully Submitted,

By: /s/ Matthew J. Sill

Matthew J. Sill

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*Attorneys for Plaintiffs Billie Stephens,
Alan Lee Henness and Samantha Henness, and
Earl Ricker and Patricia Ricker*