

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

**IN RE: TAXOTERE (DOCETAXEL)  
EYE INJURY PRODUCTS  
LIABILITY LITIGATION**

**This Document Relates to:**

*Cheryl Bellamy v. Sanofi US Services Inc., et al.*  
*EDLA No. [xx-xxxx]*

**MDL No. 3023**

**Section: "H" (5)**

**HON. JANE T. MILAZZO**

**SHORT FORM COMPLAINT**

Plaintiff(s) incorporate by reference the Master Long Form Complaints and Jury Demands Filed in the above-referenced case on May 13, 2022 (Docs. 25 & 26). Pursuant to Case Management Order No. 2, this Short Form Complaint adopts allegations and encompasses claims as set forth in the Master Long Form Complaints against Defendant(s).

Plaintiff(s) further allege as follows:

1. Plaintiff:

**Cheryl Bellamy**

2. Spousal Plaintiff of other party making loss of independent/secondary claim (i.e., loss of consortium):

**Not Applicable**

3. Other type of Plaintiff and capacity (i.e., administrator, executor, guardian, conservator):

**Not Applicable**

4. Current State of Residence: **Virginia**

5. State in which Plaintiff(s) allege(s) injury: **Virginia**

6. Defendants (check all Defendants against whom a Complaint is made):

a. Taxotere Brand Name Defendants

- A. Sanofi US Services Inc. f/k/a Sanofi-Aventis U.S. Inc.
- B. Sanofi-Aventis U.S. LLC

b. Other Brand Name Drug Sponsors, Manufacturers, Distributors

- A. Sandoz, Inc.
- B. Accord Healthcare, Inc.
- C. McKesson Corporation d/b/a McKesson Packaging
- D. Hospira Worldwide, LLC f/k/a Hospira Worldwide, Inc.
- E. Hospira, Inc.
- F. Sun Pharma Global FZE
- G. Sun Pharmaceutical Industries, Inc. f/k/a Caraco Pharmaceutical Laboratories, Ltd.
- H. Pfizer Inc.
- I. Actavis Pharma Inc.
- J. Actavis LLC f/k/a Actavis Inc.
- K. Sagent Pharmaceuticals, Inc.
- L. Eagle Pharmaceuticals, Inc.
- M. Teikoku Pharma USA, Inc.
- N. Other:

7. Basis for Jurisdiction:

**Diversity of Citizenship**

Other (any additional basis for jurisdiction must be pled in sufficient detail as required by the applicable Federal Rules of Civil Procedure):

8. Venue:

District Court and Division in which remand and trial is proper and where you might have otherwise filed this Short Form Complaint absent the direct filing order entered by this Court:

**Eastern District of Virginia**

9. Brand Product(s) used by Plaintiff (check applicable);

- A. Taxotere
- B. Docefrez
- C. Docetaxel Injection
- D. Docetaxel Injection Concentrate

E. Unknown

F. Other:

10. First Date and last date of use (or approximate date range, if specific dates are unknown)

for Products identified in question 9:

**Approximately May 21, 2013 to July 23, 2013**

11. State in which Product(s) identified in question 9 was/were administered:

**Virginia**

12. Alleged injury:

**Plaintiff was diagnosed with bilateral nasolacrimal duct obstruction and canicular stenosis. Taxotere chemotherapy caused the injury, which resulted in chronic and debilitating epiphora. Plaintiff underwent painful and invasive surgery in an effort to treat the significant damage to Plaintiff's lacrimal system.**

13. Counts in Master Complaint brought by Plaintiff(s):

Count I – Strict Products Liability – Failure to Warn

Count II - Negligence

Count III – Negligent Misrepresentation

Count IV – Fraudulent Misrepresentation

Count V – Fraudulent Concealment

Other: Plaintiff(s) may assert the additional theories and/or State Causes of Action against Defendant(s) identified by selecting “Other” and setting forth such claims below if Plaintiff(s) includes additional theories of recovery. The specific facts and allegations supporting additional theories must be pleaded by Plaintiff in sufficient detail as required by the applicable Federal Rules of Civil Procedure.

14. Name of Attorney(s), Bar Number(s), Law Firm(s), Phone Number(s), Email address(es) and Mailing Address(es) representing the Plaintiff(s):

/s/ Patrick O. Hotze

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