

**IN THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY  
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA  
TRIAL DIVISION - CIVIL**

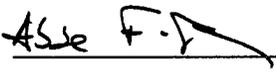
**IN RE: PARAQUAT PRODUCTS** :  
**LIABILITY LITIGATION** : **MAY TERM, 2022**  
: **NO. 559**  
:  
:  
:  
:

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**ORDER**

**AND NOW**, this 29<sup>th</sup> day of March 2023, it is **ORDERED** that Short-Form Complaint attached as Exhibit A is approved for use in the Paraquat Products Liability Litigation pending in this Court.

**BY THE COURT:**

  
\_\_\_\_\_ J.

ORDER-In Re: Paraquat Products Litigation



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# Exhibit A

**IN THE FIRST JUDICIAL DISTRICT OF PENNSYLVANIA  
PHILADELPHIA COURT OF COMMON PLEAS  
TRIAL DIVISION – CIVIL SECTION**

\_\_\_\_\_  
**IN RE: PARAQUAT PRODUCTS  
 LIABILITY LITIGATION**

**May Term, 2022  
 No. 559**

*This Document Relates to:*

**Term: \_\_\_\_\_  
 Case ID: \_\_\_\_\_**

***PLAINTIFF NAME  
 PLAINTIFF ADDRESS  
 CITY, STATE AND ZIP CODE***

**Plaintiff,  
 vs.**

**[INSERT DEFENDANT NAMES],**

**Defendants.**

**NOTICE TO DEFEND**

**NOTICE** You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you. **YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. PHILADELPHIA BAR ASSOCIATION LAWYER REFERRAL AND INFORMATION SERVICE, ONE READING CENTER, PHILADELPHIA, PENNSYLVANIA 19107. TELEPHONE: (215) 238-6333; TTY: (215) 451-6197.**

**AVISO** Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de lan demanda y la notificación. Hace falta asentar una comparecencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificación. Además, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiendandes u otros derechos importantes para usted. **LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFICIENTE DE PAGAR TAL SERVICIOI, VAYA EN PERSONA O LLAME POR TELEFONO A LA ÓFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL. ASOCIACION DE LICENCIADOR DE FILADELFIA, SERVICIO DE REFERENCIA E INFORMACION LEGAL, ONE READING CENTER, FILADELFIA, PENNSYLVANIA 19107. TELEFONO: (215) 238-6333; TTY: (215) 451-6197.**

**IN THE FIRST JUDICIAL DISTRICT OF PENNSYLVANIA  
PHILADELPHIA COURT OF COMMON PLEAS  
TRIAL DIVISION – CIVIL SECTION**

<b>IN RE: PARAQUAT PRODUCTS LIABILITY LITIGATION</b>	)	<b>May Term, 2022 No. 559</b>
<i>This Document Relates to:</i>	)	<b>Term: _____ Case ID: _____</b>
<b><i>PLAINTIFF NAME PLAINTIFF ADDRESS CITY, STATE AND ZIP CODE</i></b>	)	
<b>Plaintiff,</b>	)	
vs.	)	
<b>[INSERT DEFENDANT NAMES],</b>	)	
<b>Defendants.</b>	)	
	)	

**SHORT FORM COMPLAINT AND JURY DEMAND**

Plaintiff(s) file this Short Form Complaint seeking judgment against Defendant(s) for injuries suffered as a result of [Insert name of Injured Person]'s exposure to Paraquat.

Plaintiff(s) incorporate by reference the following allegations contained within the *Long Form Complaint and Demand for Jury Trial* (and any and all amendments thereto approved by this Court) under Docket Number 559 in the Court of Common Pleas of Philadelphia County, Pennsylvania, before the Honorable Abbe F. Fletman pursuant to Case Management Order No. 2 (the "Long Form Complaint"):

- Paragraphs 1-156 of the Long Form Complaint **OR**
- [insert applicable paragraphs].

Additionally, Plaintiff(s) select and indicate by checking off in the appropriate spaces in Section IV, those claims and corresponding allegations from the Long Form Complaint that are specific to his/her/their case. Where certain claims require additional pleading or case-specific facts and individual information, Plaintiff(s) shall add and include them herein.

**INDIVIDUAL ALLEGATIONS**

**I. PLAINTIFF(S)**

1. The person who was exposed to paraquat is [Insert Name of Injured Person] (hereinafter “Injured Person”). The Injured Person’s information is as follows:

- a. Date of birth: \_\_\_\_\_
- b. Date of death (if applicable): \_\_\_\_\_
- c. Current (or final) street address, city, and state: \_\_\_\_\_  
\_\_\_\_\_
- d. Name of current spouse or widow(er) (if applicable) and current street address, city, and state: \_\_\_\_\_  
\_\_\_\_\_
- e. Date of marriage to spouse or widow(er) (if applicable): \_\_\_\_\_

2. The named Plaintiff(s) in this lawsuit is/are:

- The Injured Person.
- The Injured Person and his/her/their spouse.
- A representative of the Injured Person.

3. If the named Plaintiff(s) in this lawsuit is/are a representative:

- a. Name(s) of representative(s): \_\_\_\_\_
- b. Relationship(s) to Injured Person (spouse, child, parent, etc.): \_\_\_\_\_
- c. Legal Capacity to Represent Decedent/Injured Person (personal representative, administrator, trustee ad litem, executor, guardian, conservator, etc.): \_\_\_\_\_
- d. To the best of your recollection, what was the date of your appointment as representative(s) (if applicable): \_\_\_\_\_

**II. DEFENDANTS**

4. Plaintiff(s) name the following Defendant(s) in this action (check all that apply):

- Syngenta AG
- Syngenta Crop Protection, LLC
- Chevron U.S.A. Inc.
- FMC Corporation
- Other: \_\_\_\_\_

**III. JURISDICTION AND VENUE**

5. Plaintiff(s) allege the basis for jurisdiction and venue as follows:

- As alleged in the Long Form Complaint; **AND/OR**
- Other: \_\_\_\_\_

**IV. CLAIMS/COUNTS**

6. The following claims and allegations asserted in the Long Form Complaint are adopted in this Short Form Complaint by reference:

- Count I – Strict Products Liability Design Defect Against Syngenta
  - Paragraphs 158 - 165 **OR**
  - Paragraphs \_\_\_\_\_
- Count II – Strict Products Liability Design Defect Against Chevron
  - Paragraphs 167 – 174 **OR**
  - Paragraphs \_\_\_\_\_
- Count III – Strict Products Liability Design Defect Against FMC
  - Paragraphs 176 – 183 **OR**
  - Paragraphs \_\_\_\_\_
- Count IV – Strict Products Liability Failure to Warn Against Syngenta
  - Paragraphs 185 – 190 **OR**
  - Paragraphs \_\_\_\_\_
- Count V – Strict Products Liability Failure to Warn Against Chevron
  - Paragraphs 192 – 197 **OR**
  - Paragraphs \_\_\_\_\_
- Count VI – Strict Products Liability Failure to Warn Against FMC
  - Paragraphs 199 – 204 **OR**
  - Paragraphs \_\_\_\_\_
- Count VII – Negligence Against Syngenta
  - Paragraphs 206 – 212 **OR**
  - Paragraphs \_\_\_\_\_

- Count VIII – Negligence Against Chevron
  - Paragraphs 214 – 220 **OR**
  - Paragraphs \_\_\_\_\_
- Count IX – Negligence Against FMC
  - Paragraphs 222 – 228 **OR**
  - Paragraphs \_\_\_\_\_
- Count X – Breach of Implied Warranty of Merchantability Against Syngenta
  - Paragraphs 230 – 234 **OR**
  - Paragraphs \_\_\_\_\_
- Count XI – Breach of Implied Warranty of Merchantability Against Chevron
  - Paragraphs 236 – 240 **OR**
  - Paragraphs \_\_\_\_\_
- Count XII – Breach of Implied Warranty of Merchantability Against FMC
  - Paragraphs 242 – 246 **OR**
  - Paragraphs \_\_\_\_\_
- Count XIII – Fraud Against Syngenta
  - Paragraphs 248 - 252 **OR**
  - Paragraphs \_\_\_\_\_
- Count XIV – Fraud Against Chevron
  - Paragraphs 254 - 258 **OR**
  - Paragraphs \_\_\_\_\_
- Count XV – Fraud Against FMC
  - Paragraphs 260 - 264 **OR**
  - Paragraphs \_\_\_\_\_

- Count XVI – Concerted Action, Aiding-And-Abetting Fraud Against Chevron
  - Paragraphs 266 - 274 **OR**
  - Paragraphs \_\_\_\_\_
- Count XVII – Concerted Action, Aiding-And-Abetting Fraud Against FMC
  - Paragraphs 276 - 284 **OR**
  - Paragraphs \_\_\_\_\_
- Count XVIII – Loss of Consortium Against Syngenta
  - Paragraphs 286 - 287 **OR**
  - Paragraphs \_\_\_\_\_
- Count XIX – Loss of Consortium Against Chevron
  - Paragraphs 289 - 290 **OR**
  - Paragraphs \_\_\_\_\_
- Count XX – Loss of Consortium Against FMC
  - Paragraphs 292 - 293 **OR**
  - Paragraphs \_\_\_\_\_
- Count XXI – Wrongful Death Against Syngenta
  - Paragraphs 295 - 298 **OR**
  - Paragraphs \_\_\_\_\_
- Count XXII – Wrongful Death Against Chevron
  - Paragraphs 300 - 303 **OR**
  - Paragraphs \_\_\_\_\_
- Count XXIII – Wrongful Death Against FMC
  - Paragraphs 305 – 308 **OR**
  - Paragraphs \_\_\_\_\_

7. If additional Counts and/or Counts directed to other Defendant(s) are alleged, the specific facts supporting these allegations must be pleaded by the Plaintiff(s) in a manner complying with the requirements of the Pennsylvania Rules of Civil Procedure, and the Defendant(s) against whom they are alleged must be specifically identified on a separate sheet of paper attached to the *Short Form Complaint*.

a. Plaintiff(s) assert the following additional theories against the Defendant(s) listed in paragraph 4:

\_\_\_\_\_  
\_\_\_\_\_.

b. Plaintiff(s) assert the following additional theories against other Defendant(s):

\_\_\_\_\_  
\_\_\_\_\_.

**V. PARAQUAT USE/EXPOSURE**

8. The Injured Person was exposed to Paraquat from approximately \_\_\_\_\_ to approximately \_\_\_\_\_ and that exposure caused his/her injury.

9. The Injured Person was exposed to Paraquat in the following state(s): \_\_\_\_\_.

10. If the Injured Person's Paraquat use/exposure occurred through his/her/their employment,  
Employer's name and address: \_\_\_\_\_  
\_\_\_\_\_.

11. Brief description of the Injured Person's Paraquat exposure:

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**VI. PERSONAL INJURY**

12. The Injured Person was diagnosed with  Parkinson's disease, or

\_\_\_\_\_ on approximately: \_\_\_\_\_ [date] in  
\_\_\_\_\_ [state].

13. The Defendants by their actions or inactions, proximately caused Plaintiff(s)' injuries.

**WHEREFORE**, Plaintiff(s) pray for relief as set forth in the Plaintiff(s)' *Long Form Complaint in In Re: Paraquat Products Liability Litigation* in the Philadelphia County Court of Common Pleas.

**JURY DEMAND**

Plaintiff(s) hereby demand a trial by jury as to all claims in this action.

Dated: \_\_\_\_\_

Respectfully Submitted,

By: \_\_\_\_\_

Attorney Name  
Law Firm Name  
Address  
Email