01-MD-01407-ORD

AUG 21 2003

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE: PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION	*	MDL No. 1407
* *	*	
This document relates to the actions listed on Attachment A.	*	~~[PROPOSED]~~ **ORDER OF DISMISSAL WITH PREJUDICE**
* *	*	

THIS MATTER came before the Court on Defendant Endo Pharmaceuticals Inc.'s Motion for Dismissal with Prejudice from the above-entitled action pursuant to Case Management Orders Nos. 13 and 13A. Having reviewed the statement of counsel of record for Defendant that the Plaintiff Fact Sheets, if any, and/or the Affirmations submitted pursuant to Case Management Order No. 13, contain no allegations of ingestion of the Defendant's product, and the Plaintiffs having submitted no opposition within 10 days, the Court finds that the plaintiffs listed on Attachment A hereto have not alleged the ingestion of

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a PPA-containing product manufactured and/or distributed by Defendant Endo Pharmaceuticals Inc.

IT IS HEREBY ORDERED that all remaining claims in the actions asserted by Plaintiffs listed on Attachment A hereto, and by anyone suing by, through, or under them, including, but not limited to, any loss of consortium claims, against Defendant Endo Pharmaceuticals Inc., only, are hereby dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41. The parties shall bear their own attorney's fees and costs.

DATED this 14 day of OCTOBER, 2003.

Barbara Jacobs Rothstein

UNITED STATES DISTRICT JUDGE

Presented by:

STONE PIGMAN WALTHER WITTMANN L.L.C.

By _____
James C. Gulotta, Jr., La. #6590
John P. Farnsworth, LA #26028

Attorneys for Defendant Endo Pharmaceuticals Inc.

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ATTACHMENT A

MDL DOCKET NO.	DISTRICT CT. CAUSE NO.	CASE NAME	PLAINTIFF NAME
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Leslie Ackel
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Diane Albert
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Sarina Allen
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Martha Ann Allen
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Carol Anderson
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Reginald Badon
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Mary Barnese
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Stephen Barquet
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	David Bell
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Carol Bolian
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Kim Boutte
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Pearl Briscoe
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Karen Brown
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Melinda Brown
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Sharon Brown
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Sylvia Burrell
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Carol Butler

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02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Raymond Carto, Jr.
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Jerlean Castille
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Faith Chaussy
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Wendell Cheramie
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Clarence Coleman
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Adrianne Collins
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Eddison Collins
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Robert Collins
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Edward Comeaux
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Beverly Cooks
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Stimmie Cooper
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Laura Counts
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Monica Cravinas
02-1856	E.D. La. 02-1831	Leslie Ackel, et al. v. Bayer Corp., et al.	Joan Derbigny
02-1860	M.D. La. 02-598	Joyce Ashton, et al. v. Bayer Corp., et al.	Joyce Ashton
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Betty Everidge
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Yvette Fox
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Christina Gibson
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Susan Gilbert
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Creato Gordon
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Helen Green

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02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	John Green
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Rebecca Hart
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Lula Hayes
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Lisa Henderson
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Angela Hotard
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Shirley Howard
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Rosa Jackson
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Karen James
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Hilda Johnson
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Robert Johnson
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Joe Johnson, Jr.
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Burnell Jones
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Kathleen Jones
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Joseph Jordan
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	George Kenny
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Janice King
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Joanne King
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Dorothy Warren
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Theodore Wells
02-1858	E.D. La. 02-1834	Betty Everidge, et al. v. Bayer Corp., et al.	Leonard Wilson, Jr.
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Annie Landry

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02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Francis Laporte
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Etter Lenoir
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Kenneth Leslie
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Lula Lewis
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Edith Lindsey
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Bobby Lonzo
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Ronald Mack
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Joan Magee
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Sandra Mailhes
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Diane Marrero
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Robert Martin o/b/o Gloria Martin
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Helen Martin
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Rodney Mayeaux, Sr.
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Rose McCrary
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Mary Etta McGary
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Evangeline McGee
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Rita Metzler o/b/o Earl Metzler
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Anne Monley
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Khadijah Muhammad
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Jean Nelson
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Edison Nicholas

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02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Lynn Picquet
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Donald Pons
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Carol Rankins
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Sherlene Reddick
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Cassandra Richardson
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Terry Robinson
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Mary Rogers
02-1859	E.D. La. 02-1835	Annie Landry, et al. v. Bayer Corp., et al.	Patricia Roser
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Reginald Sanders
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Tina Simmons
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Doretha Smith o/b/o Leonard Wilson, Jr.
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Ella Mae Spurlock
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Hortense St. Cyre
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Carolyn Taylor
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Wendell Taylor
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Joseph Thomas
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Phyllis Thomas
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Sheri Thompson
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Elvia Tillman

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02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Cynthia Tousaint
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Whitney Tripps
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Andrea Ware o/b/o Rosetta Marrero
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Dorothy Warren
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Theodore Wells
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Jackie White
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Franklin Wimberly
02-1857	E.D. La. 02-1833	Renita Rowe, et al. v. Bayer Corp., et al.	Harold Winters

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