UNITED STATES OF AMERICA
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

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MAY 09 2003
AT SEATTLE
CLERK U S DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

May 5, 2003

Bruce Rifkin, Clerk
215 William Kenzo Nakamura
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1010 Fifth Avenue
Seattle, WA 98104-1130

Re MDL-1407 -- In re Phenylpropanolamine (PPA) Products Liability Litigation

(See Attached Schedule CTO-28)

Dear Mr Rifkin

I am enclosing one certified copy and additional copies of a conditional transfer order filed by the Panel in the actions listed on the attached schedule on April 17, 2003 The Panel's governing statute, 28 U S C §1407, requires that the transferee clerk " transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred " As stipulated in Rule 7 4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F R D 425, 435 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer if they wish to do so The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing

A list of involved counsel is attached

Very truly,

Michael J Beck
Clerk of the Panel

By _____
Deputy Clerk

MD 01 01407 00001811

Attachments

cc Transferee Judge Judge Barbara Jacobs Rothstein
Transferor Judges (See Attached List of Judges)
Transferor Clerks (See Attached List of Clerks)

JPML Form 38

1811

A CERTIFIED TRUE COPY

MAY - 5 2003

ATTEST
FOR THE JUDICIAL PANEL OF
MULTIDISTRICT LITIGATION

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

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MAIL APR 17 2003

MAY 09 2003 FILED
CLERK'S OFFICE

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

DOCKET NO. 1407

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-28)

On August 28, 2001, the Panel transferred eight civil actions to the United States District Court for the Western District of Washington for coordinated or consolidated pretrial proceedings pursuant to 28 U S C § 1407 Since that time, 978 additional actions have been transferred to the Western District of Washington With the consent of that court, all such actions have been assigned to the Honorable Barbara Jacobs Rothstein

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Western District of Washington and assigned to Judge Rothstein

Pursuant to Rule 7 4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F R D 425, 435-36 (2001), these actions are transferred under 28 U S C § 1407 to the Western District of Washington for the reasons stated in the order of August 28, 2001, 173 F Supp 2d 1377 (J P M L 2001), and, with the consent of that court, assigned to the Honorable Barbara Jacobs Rothstein

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Western District of Washington The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel

FOR THE PANEL

Michael J. Beck

Michael J Beck
Clerk of the Panel

Inasmuch as no objection is pending at this time, the stay is lifted.

MAY - 5 2003

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

SCHEDULE CTO-28 - TAG ALONG CASES
DOCKET NO. 1407
IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION

DISTRICT	DIV	CIVIL ACTION#	
ALABAMA MIDDLE			
ALM	2	02-1376	Evie Sue Clark v The Delaco Co , et al
ALABAMA NORTHERN			
ALN	2	02-3046	Demetrius S Hill v The Delaco Co , et al
ALN	2	03-240	Dan Harmon, Jr , etc v Bayer Corp , et al
ALN	2	03-359	Jessie C Brasher, etc v Bayer Corp
ALABAMA SOUTHERN			
ALS	1	03-21	Mary Carter, etc v Bayer Corp
COLORADO			
CO	1	03-313	Patti Zeidler v Whitehall-Robins Healthcare, et al
DISTRICT OF COLUMBIA			
~~DC~~	~~1~~	~~03-338~~	~~Pamela L Crowe v Bayer Corp , et al~~ Opposed 05/05/03
MARYLAND			
MD	8	02-4096	Pamela Miles v Eon Labs, Inc
MISSISSIPPI NORTHERN			
MSN	4	03-98	George Lynell Lockhart v Bayer Corp
~~MSN~~	~~4~~	~~03-114~~	~~Mittie Sykes, et al v Bayer Corp , et al~~ Opposed 05/05/03
MSN	4	03-138	Sandra Britton, et al v Bayer Corp , et al
MISSISSIPPI SOUTHERN			
MSS	1	03-185	Raymond Eugene Foster v Bayer Corp , et al
~~MSS~~	~~2~~	~~03-78~~	~~Amos Dyson, et al v Block Drug Co , et al~~ Opposed 05/02/03
~~MSS~~	~~2~~	~~03-82~~	~~Catherine Ainsworwth, et al v Wyeth, et al~~ Opposed 05/02/03
MSS	3	03-235	Henry Lee Dixon v Bayer Corp , et al
~~MSS~~	~~3~~	~~03-260~~	~~Brenda Roberts v Bayer Corp , et al~~ Opposed 05/01/03
MSS	3	03-264	Geraldine Washington v Bayer Corp , et al
MSS	3	03-271	Jordan Ashley v Novartis Pharmaceuticals Corp , et al
MSS	3	03-313	Virginia Madison, et al v Bayer Corp , et al
MSS	3	03-368	Anderson Washington, et al v Bayer Corp , et al
~~MSS~~	~~4~~	~~03-84~~	~~Rodella Neal v GlaxoSmithKline, PLC, et al~~ Opposed 05/02/03
~~MSS~~	~~4~~	~~03-86~~	~~Annie R Jones v Wyeth, et al~~ Opposed 05/02/03
~~MSS~~	~~4~~	~~03-104~~	~~Robert Lee Jones v Block Drug Co , Inc , et al~~ Opposed 05/02/03
MSS	5	03-105	Gilbert Gaines v Bayer Corp , et al
~~MSS~~	~~5~~	~~03-110~~	~~Lessie Brown v Bayer Corp , et al~~ Opposed 04/29/03
~~MSS~~	~~5~~	~~03-124~~	~~Rhonda Darlene Aidt, et al v Bayer Corp , et al~~ Opposed 05/02/03
~~MSS~~	~~5~~	~~03-127~~	~~Lucille Fells v Bayer Corp et al~~ Opposed 04/29/03
~~MSS~~	~~5~~	~~03-128~~	~~Lucian Smith, et al v Bayer Corp , et al~~ Opposed 04/29/03
MSS	5	03-131	Antoinette Washington v Proctor & Gamble Co , et al
MSS	5	03-139	Flora Burton v Proctor & Gamble Co , et al

DISTRICT	DIV	CIVIL ACTION#	
~~MSS~~	~~5~~	~~03-149~~	~~Mary Good v Bayer Corp , et al~~ Opposed 04/29/03
~~MSS~~	~~5~~	~~03-156~~	~~Renee Butler, etc v SmithKline Beecham Corp , et al~~ Opposed 5/1/03
~~MSS~~	~~5~~	~~03-157~~	~~Mae Ruth Landers, et al v Bayer Corp , et al~~ Opposed 04/29/03
~~MSS~~	~~5~~	~~03-159~~	~~Emma Davis v Bayer Corp , et al~~ Opposed 04/29/03
~~MSS~~	~~5~~	~~03-160~~	~~Marilyn Walker v Bayer Corp , et al~~ Opposed 04/29/03
~~MSS~~	~~5~~	~~03-172~~	~~Kenneth Davis, et al v Bayer Corp , et al~~ Opposed 04/29/03
~~MSS~~	~~5~~	~~03-175~~	~~Will T Gaines v Bayer Corp , et al~~ Opposed 04/29/03
~~MSS~~	~~5~~	~~03-178~~	~~Rose Cooper, et al v Novartis Consumer Healthcare, Inc , et al~~ Opposed 5/1/03
~~MSS~~	~~5~~	~~03-183~~	~~Sara Watson Truitt v Bayer Corp , et al~~ Opposed 04/29/03
~~MSS~~	~~5~~	~~03-184~~	~~Marie Moore v Bayer Corp , et al~~ Opposed 04/29/03

NEW JERSEY

NJ	2	02-5144	Mildred Schlegel, et al v Sidmak Laboratories, Inc , et al
NJ	2	03-330	Judy Misheck v Perrigo Co
NJ	2	03-513	Kathleen Hollingsworth v The Delaco Co , et al
NJ	2	03-514	Michelle Magnussen, et al v The Delaco Co , et al
NJ	2	03-515	Kimberly Chapman, et al v Chattem, Inc , et al
NJ	2	03-516	John F Hagan, et al v Chattem, Inc , et al
NJ	2	03-517	Joyce Carlee, et al v Chattem, Inc , et al
NJ	2	03-518	Hope Reynolds, et al v Chattem, Inc , et al
NJ	2	03-519	Roberta Bishop, et al v The Delaco Co , et al
NJ	2	03-520	Patricia Wilson, et al v The Delaco Co , et al
NJ	2	03-521	Sue Sparks v Chattem, Inc , et al
NJ	2	03-522	Lori Cornfield v The Delaco Co , et al
NJ	2	03-523	Nell Ridings v Chattem, Inc , et al
NJ	2	03-524	Mark Young v The Delaco Co , et al
NJ	2	03-525	Brenda Cook v Chattem, Inc , et al
NJ	2	03-526	Bettie Carmichael, et al v Chattem, Inc , et al
NJ	2	03-527	Linda Soland v The Delaco Co , et al
NJ	2	03-611	Tonni Lankford v The Delaco Co , et al

NEVADA

NV	3	02-642	Gayle McIntosh v McKesson Corp , et al

PENNSYLVANIA MIDDLE

PAM	1	02-1937	Dirk A Overcash, et al v Perrigo Co , et al

PENNSYLVANIA WESTERN

PAW	1	02-324	Judith E Crothers v Chattem, Inc , et al

TEXAS SOUTHERN

TXS	4	03-765	Andy Morton v Kroger Texas, LP, et al
TXS	6	03-14	Michelle Parks v Novartis Pharmaceuticals Corp , et al

TEXAS WESTERN

~~TXW~~	~~3~~	~~03-83~~	~~Jose Tavarez, et al v Advocate International, LLC, et al~~ Opposed 5/1/03
TXW	5	03-149	Frank Flores, et al v Novartis Pharmaceuticals Corp , et al

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French's Pharmacy, Inc
c/o David L French
365 South Fourth Street
Morton, MS 39117

Save-Rite Drugs of Port
Gibson, MS
c/o David T Wilson, Jr
200 North Hudson Avenue
P O Box 205
Louisville, MS 39339

INVOLVED JUDGES LIST (CTO-28)
DOCKET NO. 1407
IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION

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430 James O Eastland
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245 East Capitol Street
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Hon Karon O Bowdre
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Hon David C Bramlette
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216 Federal Building
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INVOLVED CLERKS LIST (CTO-28)
DOCKET NO. 1407
IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION

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