

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**NOTICE OF HEARING SESSION**

Pursuant to the order of the United States Judicial Panel on Multidistrict Litigation filed today, notice is hereby given that a hearing session has been scheduled to consider various matters under 28 U.S.C. § 1407.

DATE OF HEARING SESSION: **May 27, 2021**

LOCATION OF HEARING SESSION: United States Judicial Panel on Multidistrict Litigation  
Thurgood Marshall Federal Judiciary Building  
One Columbus Circle, NE  
Washington, DC 20544-0005

TIME OF HEARING SESSION: **11:00 a.m.**

SCHEDULED MATTERS: Matters scheduled for consideration at this hearing session are listed on the enclosed Hearing Session Order and Schedule of Matters for Hearing Session.

- Section A of this Schedule lists the matters designated for oral argument **by videoconference or teleconference** and includes all actions encompassed by Motion(s) for transfer filed pursuant to Rules 6.1 and 6.2 and Orders to Show Cause filed pursuant to Rule 8.1(a). Any party waiving oral argument pursuant to Rule 11.1(d) need not participate in the Hearing Session videoconference or teleconference.
- Section B of this Schedule lists the matters that the Panel has determined to consider **without oral argument**, pursuant to Rule 11.1(c). Parties and counsel involved in these matters need not participate in the Hearing Session.

ORAL ARGUMENT:

- **THE PANEL WILL HEAR ORAL ARGUMENT BY VIDEOCONFERENCE OR TELECONFERENCE.** Further details regarding how the Hearing Session will be conducted—including sign-in information, allocation of argument times, and a mandatory training session for arguing attorneys—shall be provided after the filing of the parties' Notices of Presentation or Waiver of Oral Argument. Note that the training session is not mandatory for attorneys who previously have attended a training session.

-2-

- The Panel carefully considers the positions advocated in filings with the Panel when it allocates time to attorneys presenting oral argument. The Panel, therefore, expects attorneys to adhere to those positions including those concerning an appropriate transferee district.
- The Panel expects attorneys presenting oral argument to be prepared to discuss what steps they have taken to pursue alternatives to centralization including, but not limited to, engaging in informal coordination of discovery and scheduling, and seeking Section 1404 transfer of one or more of the subject cases.

For those matters listed on Section A of the Schedule, the “Notice of Presentation or Waiver of Oral Argument” must be filed in this office no later than **May 3, 2021**. The procedures governing Panel oral argument (Panel Rule 11.1) are attached. The Panel strictly adheres to these procedures.

FOR THE PANEL:

A handwritten signature in black ink, appearing to read "John W. Nichols", with a long horizontal flourish extending to the right.

John W. Nichols  
Clerk of the Panel

UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION

**HEARING SESSION ORDER**

The Panel issues the following orders in connection with its next hearing session,

IT IS ORDERED that on May 27, 2021, the Panel will convene a hearing session in Washington, DC, to consider the matters on the attached Schedule under 28 U.S.C. § 1407.

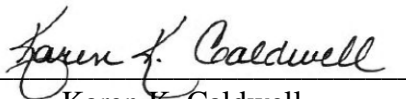
IT IS FURTHER ORDERED that the Panel may, on its own initiative, consider transfer of any or all of the actions in those matters to any district or districts.

IT IS FURTHER ORDERED that, in light of the ongoing COVID-19 pandemic, the Panel will hear oral argument on the matters listed on Section A of the attached Schedule **by videoconference or teleconference**, unless the parties waive oral argument or unless the Panel later decides to dispense with oral argument pursuant to Panel Rule 11.1(c).

IT IS FURTHER ORDERED that the Panel will consider without oral argument the matters listed on Section B of the attached Schedule pursuant to Panel Rule 11.1(c). The Panel reserves the prerogative, on any basis including submissions of parties pursuant to Panel Rule 11.1(b), to designate any of those matters for oral argument.

IT IS FURTHER ORDERED that the Clerk of the Judicial Panel on Multidistrict Litigation shall direct notice of this hearing session to counsel for all parties involved in the matters on the attached Schedule.

PANEL ON MULTIDISTRICT LITIGATION



Karen K. Caldwell

Chair

Catherine D. Perry	Nathaniel M. Gorton
Matthew F. Kennelly	David C. Norton
Roger T. Benitez	Dale A. Kimball

SCHEDULE OF MATTERS FOR HEARING SESSION  
May 27, 2021 -- Washington, DC

**SECTION A**  
**MATTERS DESIGNATED FOR ORAL ARGUMENT**

(This schedule contains only those civil actions listed in the Schedule(s) of Actions submitted with the docketed motion(s) for transfer. See Panel Rules 6.1 and 6.2. In the event these dockets are centralized, other actions of which the Panel has been informed may be subject to transfer pursuant to Panel Rule 7.1.)

**MDL No. 2990 – IN RE: PALBOCICLIB ('730) PATENT LITIGATION (NO. II)**

Motion of plaintiffs Pfizer Inc., et al., to transfer the following actions to the United States District Court for the District of Delaware:

District of Delaware

PFIZER INC., ET AL. v. ALEMBIC PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 1:20–01392  
PFIZER INC., ET AL. v. CIPLA USA INC., ET AL., C.A. No.1:20–01393  
PFIZER INC., ET AL. v. ZYDUS PHARMACEUTICALS (USA) INC., ET AL.,  
C.A. No. 1:20–01396  
PFIZER INC., ET AL. v. SUN PHARMACEUTICAL INDUSTRIES, LTD., ET AL.  
C.A. No. 1:20–01407  
PFIZER INC., ET AL. v. AUROBINDO PHARMA, LTD., ET AL., C.A. No. 1:20–01528  
PFIZER INC., ET AL. v. DR. REDDY'S LABORATORIES, INC., ET AL.,  
C.A. No. 1:20–01530  
PFIZER INC., ET AL. v. AIZANT DRUG RESEARCH SOLUTIONS PVT. LTD.,  
C.A. No. 1:21–00034  
PFIZER INC., ET AL. v. NATCO PHARMA, INC., ET AL., C.A. No.1:21–00078  
PFIZER INC., ET AL. v. MSN PHARMACEUTICALS INC., ET AL.,  
C.A. No. 1:21–00139

Northern District of West Virginia

PFIZER INC., ET AL. v. MYLAN PHARMACEUTICALS INC., ET AL.,  
C.A. No. 1:20–00244

**MDL No. 2992 – IN RE: BANK OF AMERICA CALIFORNIA UNEMPLOYMENT  
BENEFITS LITIGATION**

Motion of plaintiff Jennifer Yick to transfer the following actions to the United States District Court for the Northern District of California:

Central District of California

CHONG, ET AL. v. BANK OF AMERICA, N.A., C.A. No. 2:20–10052  
ZOELLE, ET AL. v. BANK OF AMERICA, N.A., ET AL., C.A. No. 2:21–00518

Eastern District of California

WIGGINS v. BANK OF AMERICA, N.A., C.A. No. 2:21–00319

Northern District of California

YICK v. BANK OF AMERICA, N.A., C.A. No. 3:21–00376  
RODRIGUEZ v. BANK OF AMERICA, N.A., C.A. No. 3:21–00494  
WILLRICH v. BANK OF AMERICA, N.A., C.A. No. 3:21–00547  
MCCLURE v. BANK OF AMERICA, N.A., C.A. No. 3:21–00572  
OOSTHUIZEN, ET AL. v. BANK OF AMERICA, N.A., C.A. No. 3:21–00615  
WILSON v. BANK OF AMERICA, N.A., C.A. No. 3:21–00699  
MOSSON v. BANK OF AMERICA, N.A., C.A. No. 3:21–00743  
CAJAS v. BANK OF AMERICA, N.A., C.A. No. 3:21–00869

**MDL No. 2993 – IN RE: CROP INPUTS ANTITRUST LITIGATION**

Motion of plaintiffs Barbara Piper, et al., to transfer the following actions to the United States District Court for the Southern District of Illinois:

Southern District of Illinois

PIPER v. BAYER CROPS SCIENCE LP, ET AL., C.A. No. 3:21–00021  
SWANSON v. BAYER CROPS SCIENCE LP, ET AL., C.A. No. 3:21–00046  
LEX v. BAYER CROPS SCIENCE LP, ET AL., C.A. No. 3:21–00122  
DUNCAN v. BAYER CROPS SCIENCE LP, ET AL., C.A. No. 3:21–00158  
JONES PLANTING CO. III v. BAYER CROPS SCIENCE LP, ET AL.,  
C.A. No. 3:21–00173

CANJAR v. BAYER CROPSCIENCE LP, ET AL., C.A. No. 3:21-00181  
VIENNA EQHO FARMS v. BAYER CROPSCIENCE, INC., ET AL.,  
C.A. No. 3:21-00204

District of Kansas

BUDDE v. SYNGENTA CORPORATION, ET AL., C.A. No. 2:21-02095

District of Minnesota

HANDWERK v. BAYER CROPSCIENCE LP, ET AL., C.A. No. 0:21-00351  
FLATEN v. BAYER CROPSCIENCE LP, ET AL., C.A. No. 0:21-00404  
RYAN BROS., INC., ET AL. v. BAYER CROPSCIENCE LP, ET AL.,  
C.A. No. 0:21-00433  
PFAFF v. BAYER CROPSCIENCE LP, ET AL., C.A. No. 0:21-00462  
CARLSON v. BAYER CROPSCIENCE LP, ET AL., C.A. No. 0:21-00475

**MDL No. 2994 – IN RE: MEDNAX SERVICES, INC., CUSTOMER DATA SECURITY  
BREACH LITIGATION**

Motion of defendants Mednax Services, Inc.; Mednax, Inc.; Pediatrix Medical Group, Inc.; and  
Pediatrix Medical Group of Kansas, P.C. to transfer the following actions to the United States District  
Court for the Southern District of Florida:

Southern District of California

RUMELY, ET AL. v. MEDNAX, INC., ET AL., C.A. No. 3:21-00152

Southern District of Florida

DAVIS v. MEDNAX SERVICES, INC., C.A. No. 0:21-60347  
COHEN v. MEDNAX SERVICES, INC., C.A. No. 1:21-20375

Western District of Missouri

A.W. v. PEDIATRIX MEDICAL GROUP OF KANSAS, P.C., C.A. No. 4:21-00119

District of South Carolina

NIELSEN, ET AL. v. MEDNAX, INC., ET AL., C.A. No. 4:21-00500

MDL No. 2995 – **IN RE: ALLIANZ STRUCTURED ALPHA FUNDS LITIGATION**

Motion of plaintiff The Board of Trustees of the San Diego County Construction Laborers' Pension Trust Fund to transfer the following actions to the United States District Court for the Southern District of New York:

Southern District of California

BOARD OF TRUSTEES OF THE SAN DIEGO COUNTY CONSTRUCTION  
LABORERS' PENSION TRUST FUND v. ALLIANZ GLOBAL INVESTORS U.S. LLC,  
C.A. No. 3:21-00345

Southern District of New York

ARKANSAS TEACHER RETIREMENT SYSTEM v. ALLIANZ GLOBAL  
INVESTORS U.S. LLC, ET AL., C.A. No. 1:20-05615  
RETIREMENT PROGRAM FOR EMPLOYEES OF THE TOWN OF FAIRFIELD,  
ET AL. v. ALLIANZ GLOBAL INVESTORS U.S. LLC, C.A. No. 1:20-05817  
LEHIGH UNIVERSITY v. ALLIANZ GLOBAL INVESTORS U.S. LLC, ET AL.,  
C.A. No. 1:20-07061  
TEAMSTER MEMBERS RETIREMENT PLAN v. ALLIANZ GLOBAL INVESTORS  
U.S. LLC, ET AL., C.A. No. 1:20-07154  
BLUE CROSS BLUE SHIELD ASSOCIATION NATIONAL EMPLOYEE BENEFITS  
COMMITTEE v. ALLIANZ GLOBAL INVESTORS U.S. LLC, ET AL.,  
C.A. No. 1:20-07606  
METROPOLITAN TRANSPORTATION AUTHORITY DEFINED BENEFIT PENSION  
PLAN MASTER TRUST, ET AL. v. ALLIANZ GLOBAL INVESTORS U.S.LLC,  
ET AL., C.A. No. 1:20-07842  
CHICAGO AREA I.B. OF T. PENSION PLAN & TRUST, ET AL. v. ALLIANZ  
GLOBAL INVESTORS U.S. LLC, ET AL., C.A. No. 1:20-07952  
THE EMPLOYEES RETIREMENT SYSTEM OF THE CITY OF MILWAUKEE v.  
ALLIANZ GLOBAL INVESTORS U.S. LLC, ET AL., C.A. No. 1:20-08642  
CHICAGO & VICINITY LABORERS DISTRICT COUNCIL PENSION FUND AND  
CHICAGO & VICINITY LABORERS DISTRICT COUNCIL HEALTH &  
WELFARE FUND, ET AL. v. ALLIANZ SE, ET AL., C.A. No. 1:20-09478  
THE BOARDS OF TRUSTEES FOR THE CARPENTERS HEALTH AND SECURITY  
TRUST OF WESTERN WASHINGTON AND FOR THE GROUP INVESTMENT  
TRUST OF THE CARPENTERS INDIVIDUAL ACCOUNT PENSION TRUST OF  
WESTERN WASHINGTON, ET AL. v. ALLIANZ SE, ET AL., C.A. No. 1:20-09479

UNITED FOOD & COMMERCIAL WORKERS UNION–EMPLOYER PENSION  
FUND, AND ITS TRUSTEES v. ALLIANZ GLOBAL INVESTORS U.S. LLC,  
ET AL., C.A. No. 1:20–09587  
BOARD OF TRUSTEES OF THE INTERNATIONAL BROTHERHOOD OF  
ELECTRICAL WORKERS, LOCAL NO. 38 PENSION FUND PENSION PLAN v.  
ALLIANZ GLOBAL INVESTORS U.S. LLC, ET AL., C.A. No. 1:20–10028  
BLUE CROSS AND BLUE SHIELD ASSOCIATION v. ALLIANZ GLOBAL  
INVESTORS U.S. LLC, C.A. No. 1:20–10848  
MARCO CONSULTING GROUP TRUST I v. ALLIANZ GLOBAL INVESTORS U.S.  
LLC, ET AL., C.A. No. 1:21–00401  
UNIVERSITY HEALTH, INC., ET AL. v. ALLIANZ GLOBAL INVESTORS U.S. LLC,  
ET AL., C.A. No. 1:21–01485

MDL No. 2996 – **IN RE: MCKINSEY & COMPANY, INC., NATIONAL PRESCRIPTION  
OPIATE CONSULTANT LITIGATION**

Motion of defendants McKinsey & Company, Inc.; McKinsey & Company, Inc. United States;  
and McKinsey & Company, Inc. Washington D.C., to transfer the following actions to the United  
States District Court for the Southern District of New York:

Southern District of Florida

THE CITY OF PEMBROKE PINES, FLORIDA v. MCKINSEY & COMPANY, INC.,  
C.A. No. 0:21–60305

Southern District of Illinois

ST. CLAIR COUNTY, ILLINOIS v. MCKINSEY & COMPANY, INC., ET AL.,  
C.A. No. 3:21–00251  
MADISON COUNTY, ILLINOIS v. MCKINSEY & COMPANY, INC., ET AL.,  
C.A. No. 3:21–00254

Western District of Kentucky

GREEN COUNTY FISCAL COURT, ET AL. v. MCKINSEY & COMPANY, INC.  
UNITED STATES, ET AL., C.A. No. 1:21–00035

Eastern District of New York

THE COUNTY OF GENESEE, ET AL. v. MCKINSEY & COMPANY, INC.,  
C.A. No. 2:21–01039



Northern District of Ohio

YUROK TRIBE v. MCKINSEY & COMPANY, INC., C.A. No. 1:21-45026  
HOOPA VALLEY TRIBE v. MCKINSEY & COMPANY, INC., C.A. No. 1:21-45027  
KENAITZE INDIAN TRIBE, ET AL. v. MCKINSEY & COMPANY, INC.,  
C.A. No. 1:21-45028  
FEATHER RIVER TRIBAL HEALTH, INC., ET AL. v. MCKINSEY & COMPANY,  
INC., C.A. No. 1:21-45032  
SWINOMISH INDIAN TRIBAL COMMUNITY v. MCKINSEY & COMPANY, INC.,  
C.A. No. 1:21-45033  
MONTGOMERY COUNTY OHIO, ET AL. v. MCKINSEY & COMPANY, INC.,  
C.A. No. 1:21-45037

Western District of Oklahoma

CITIZEN POTTAWATOMIE NATION v. MCKINSEY & COMPANY, INC.,  
C.A. No. 5:21-00170  
CITY OF SHAWNEE, ET AL. v. MCKINSEY & COMPANY, INC., C.A. No. 5:21-00174  
BOARD OF COUNTY COMMISSIONERS OF KAY COUNTY, ET AL. v. MCKINSEY  
& COMPANY, INC., C.A. No. 5:21-00176

Western District of Washington

KING COUNTY v. MCKINSEY & COMPANY, INC. UNITED STATES, ET AL.,  
C.A. No. 2:21-00221  
SKAGIT COUNTY v. MCKINSEY & COMPANY, INC. UNITED STATES, ET AL.,  
C.A. No. 2:21-00226

Southern District of West Virginia

THE COUNTY COMMISSION OF MINGO COUNTY, ET AL. v. MCKINSEY &  
COMPANY, INC., C.A. No. 2:21-00079

MDL No. 2997 – **IN RE: BABY FOOD MARKETING, SALES PRACTICES AND  
PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs Lori-Anne Albano, et al., to transfer the following actions to the United States District Court for the Eastern District of New York:

Central District of California

ROBBINS v. GERBER PRODUCTS COMPANY, ET AL., C.A. No. 2:21–01457

Northern District of California

GULKAROV v. PLUM, PBC, C.A. No. 4:21–00913

MCKEON, ET AL. v. PLUM, PBC, ET AL., C.A. No. 4:21–01113

Northern District of Illinois

GARCES v. GERBER PRODUCTS CO., ET AL., C.A. No. 1:21–00719

District of Kansas

JOHNSON, ET AL. v. BEECH–NUT NUTRITION COMPANY, ET AL.,  
C.A. No. 2:21–02096

Western District of Missouri

SMITH, ET AL. v. THE HAIN CELESTIAL GROUP, INC., C.A. No. 4:21–00129

District of New Jersey

SMID v. CAMPBELL SOUP COMPANY, ET AL., C.A. No. 1:21–02417

SHEPARD, ET AL. v. GERBER PRODUCTS COMPANY, C.A. No. 2:21–01977

MOORE v. GERBER PRODUCTS COMPANY, C.A. No. 2:21–02516

CANTOR, ET AL. v. GERBER PRODUCTS COMPANY, C.A. No. 2:21–03402

Eastern District of New York

WALLS, ET AL. v. BEECH-NUT NUTRITION COMPANY, ET AL.,  
C.A. No. 1:21-00870  
STEWART, ET AL. v. HAIN CELESTIAL GROUP, INC., C.A. No. 2:21-00678  
BREDBERG, ET AL. v. THE HAIN CELESTIAL GROUP, INC., C.A. No. 2:21-00758  
MAYS v. HAIN CELESTIAL GROUP, INC., C.A. No. 2:21-00805  
BOYD v. HAIN CELESTIAL GROUP, INC., C.A. No. 2:21-00884  
MCKEON, ET AL. v. HAIN CELESTIAL GROUP, C.A. No. 2:21-00938  
BAUMGARTEN v. THE HAIN CELESTIAL GROUP, INC., C.A. No. 2:21-00944  
WILLOUGHBY v. HAIN CELESTIAL GROUP, C.A. No. 2:21-00970  
LOPEZ-SANCHEZ v. THE HAIN CELESTIAL GROUP, INC., C.A. No. 2:21-01045  
ZORRILLA v. HAIN CELESTIAL GROUP, INC., C.A. No. 2:21-01062  
GALLOWAY v. HAIN CELESTIAL GROUP, INC., C.A. No. 2:21-01067  
BACCARI, ET AL. v. HAIN CELESTIAL GROUP, INC., C.A. No. 2:21-01076  
ALBANO, ET AL. v. HAIN CELESTIAL GROUP, INC., ET AL., C.A. No. 2:21-01118

Northern District of New York

THOMAS, ET AL. v. BEECH-NUT NUTRITION COMPANY, C.A. No. 1:21-00133  
PEEK v. BEECH-NUT NUTRITION COMPANY, C.A. No. 1:21-00167  
MOORE, ET AL. v. BEECH-NUT NUTRITION COMPANY, C.A. No. 1:21-00183  
DOYLE v. BEECH-NUT NUTRITION CO., C.A. No. 1:21-00186  
BOYD v. BEECH-NUT NUTRITION COMPANY, C.A. No. 1:21-00200  
CANTOR, ET AL. v. BEECH-NUT NUTRITION COMPANY, C.A. No. 1:21-00213  
HENRY v. BEECH-NUT NUTRITION CO., C.A. No. 1:21-00227  
MOTHERWAY v. BEECH-NUT NUTRITION COMPANY, C.A. No. 1:21-00229  
GANCARZ v. BEECH-NUT NUTRITION COMPANY, C.A. No. 1:21-00258

Southern District of New York

STEWART, ET AL. v. NURTURE, INC., C.A. No. 1:21-01217  
SOTO v. NURTURE, INC., C.A. No. 1:21-01271  
JAIN v. NURTURE, INC., C.A. No. 1:21-01473  
SMITH v. NURTURE, INC., C.A. No. 1:21-01534  
HAMPTON, ET AL. v. NURTURE, INC., C.A. No. 1:21-01882

Eastern District of Virginia

KEETER v. GERBER PRODUCTS COMPANY, C.A. No. 1:21-00269  
MOORE v. GERBER PRODUCTS COMPANY, C.A. No. 1:21-00277

**MDL No. 2998 – IN RE: PORK DIRECT AND INDIRECT PURCHASER ANTITRUST LITIGATION**

Motion of plaintiffs Sysco Corporation and Cheney Brothers, Inc., to transfer the following actions to the United States District Court for the Southern District of Texas or, in the alternative, the United States District Court for the District of Minnesota:

Southern District of Florida

CHENEY BROTHERS, INC. v. AGRI STATS, INC., ET AL., C.A. No. 9:21–80424

Southern District of Texas

SYSCO CORPORATION v. AGRI STATS, INC., ET AL., C.A. No. 4:21–00773

**MDL No. 2999 – IN RE: ACTHAR GEL ANTITRUST LITIGATION**

Motion of plaintiffs City of Rockford, Steamfitters Local Union No. 420, United Association of Plumbers & Pipefitters Local 322 of Southern New Jersey, Acument Global Technologies, and International Union of Operating Engineers Local 542 to transfer the following actions to the United States District Court for the Northern District of Illinois:

Central District of California

HUMANA, INC. v. MALLINCKRODT ARD LLC, ET AL., C.A. No. 2:19–06926

Northern District of California

HEALTH CARE SERVICE CORP. v. MALLINCKRODT ARD LLC, ET AL.,  
C.A. No. 3:21–00165

Northern District of Georgia

CITY OF MARIETTA v. MALLINCKRODT ARD LLC, C.A. No. 1:20–00552

Northern District of Illinois

CITY OF ROCKFORD v. MALLINCKRODT ARD, INC., ET AL., C.A. No. 3:17–50107  
MSP RECOVERY CLAIMS, SERIES LLC, ET AL. v. MALLINCKRODT ARD INC.,  
ET AL., C.A. No. 3:20–50056

District of New Jersey

UNITED ASSOCIATION OF PLUMBERS & PIPEFITTERS LOCAL 322 OF  
SOUTHERN NEW JERSEY v. MALLINCKRODT ARD, LLC, ET AL.,  
C.A. No. 1:20-00188

Eastern District of Pennsylvania

STRUNCK, ET AL. v. QUESTCOR PHARMACEUTICALS, INC., C.A. No. 2:12-00175  
STEAMFITTERS LOCAL UNION NO. 420 v. MALLINCKRODT ARD, LLC, ET AL.,  
C.A. No. 2:19-03047  
INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 542 v.  
MALLINCKRODT ARD, INC. ET AL., C.A. No. 2:21-00114

Western District of Tennessee

ACUMENT GLOBAL TECHNOLOGIES v. MALLINKRODT ARD, INC., ET AL.,  
C.A. No. 2:21-02024

MDL No. 3000 – **IN RE: CHARLES HAYES FALSE IMPRISONMENT LITIGATION**

Motion of plaintiff Charles Hayes to transfer the following actions to the United States District Court for the Eastern District of California or the United States District Court for the District of Nevada:

Eastern District of California

HAYES v. KERN COUNTY, C.A. No. 1:19-01722  
HAYES v. ROJAS, ET AL., C.A. No. 1:20-01820

District of Nevada

HAYES v. LAS VEGAS METROPOLITAN POLICE DEPARTMENT, ET AL.,  
C.A. No. 2:20-02048

**MDL No. 3001 – IN RE: GOOGLE PLAY STORE SIMULATED CASINO–STYLE  
GAMES LITIGATION**

Motion of Plaintiffs Maria Valencia-Torres, Edgar Smith, Michael Brown, and Erica Montoya to transfer the following actions to the United States District Court for the Northern District of California:

Northern District of Alabama

VALENCIA–TORRES v. GOOGLE LLC, ET AL., C.A. No. 2:20–01651

Northern District of New York

BROWN v. GOOGLE, LLC, ET AL., C.A. No. 8:20–01311

**MDL No. 3002 – IN RE: ACCELLION, INC., CUSTOMER DATA SECURITY BREACH  
LITIGATION**

Motion of plaintiff Grace Beyer to transfer the following actions to the United States District Court for the Northern District of California:

Northern District of California

BROWN v. ACCELLION, INC., C.A. No. 5:21–01155  
ZEBELMAN v. ACCELLION, INC., C.A. No. 5:21–01203  
RODRIGUEZ v. ACCELLION, INC., C.A. No. 5:21–01272  
STOBBE v. ACCELLION, INC., C.A. No. 5:21–01353  
PRICE v. ACCELLION, INC., C.A. No. 5:21–01430  
BOLTON v. ACCELLION, INC., C.A. No. 5:21–01645  
WHITTAKER v. ACCELLION, INC., C.A. No. 5:21–01708  
COCHRAN, ET AL. v. ACCELLION, INC., ET AL., C.A. No. 5:21–01887  
BEYER v. FLAGSTAR BANCORP, INC., ET AL., C.A. No. 5:21–02239

Eastern District of Michigan

ANGUS, ET AL. v. FLAGSTAR BANK, FSB, C.A. No. 2:21–10657  
GARCIA v. FLAGSTAR BANK, F.S.B., C.A. No. 2:21–10671

Southern District of Ohio

JONES v. THE KROGER COMPANY, C.A. No. 1:21–00146  
GOVAERT, ET AL. v. THE KROGER COMPANY, C.A. No. 1:21–00174  
DOTY, ET AL. v. THE KROGER COMPANY, C.A. No. 1:21–00198

**MDL No. 3003 – IN RE: XIAOHUA HUANG PATENT LITIGATION**

Motion of defendants Enterasource, Inc.; Big Data Supply, LLC; and Hula Networks, Inc., to transfer the following actions to the United States District Court for the Northern District of California:

Central District of California

HUANG v. BIG DATA SUPPLY, INC., C.A. No. 8:21–00282  
HUANG v. ENTERASOURCE, LLC, C.A. No. 8:21–00284

Northern District of California

HUANG v. TALENTED TECHNOLOGIES, C.A. No. 3:21–01912

Middle District of Florida

HUANG v. TRIFECTA NETWORKS LLC, C.A. No. 8:21–00698  
HUANG v. XBYTE TECHNOLOGIES, C.A. No. 8:21–00712

Southern District of Florida

HUANG v. TRITON DATACOM ONLINE, INC., C.A. No. 0:21–60693

**MDL No. 3004 – IN RE: PARAQUAT PRODUCTS LIABILITY LITIGATION**

Motion of plaintiff Paul Rakoczy to transfer the following actions to the United States District Court for the Northern District of California:

Northern District of California

RAKOCZY v. SYNGENTA CROP PROTECTION, LLC, ET AL., C.A. No. 3:21–02083  
DENES v. SYNGENTA AG, ET AL., C.A. No. 3:21–02416  
O’CONNOR, ET AL. v. SYNGENTA AG, ET AL., C.A. No. 3:21–02495  
ALBANESE, ET AL. v. SYNGENTA AG, ET AL., C.A. No. 3:21–02496  
MAJORS v. SYNGENTA AG, ET AL., C.A. No. 4:21–02494

Southern District of Illinois

HEMKER, ET AL. v. SYNGENTA CROP PROTECTION, LLC, ET AL., C.A. No. 3:21–00211  
PIPER v. SYNGENTA CROP PROTECTION, LLC, ET AL., C.A. No. 3:21–00228  
RUNYON v. SYNGENTA CROP PROTECTION, LLC, ET AL., C.A. No. 3:21–00229

KEARNS, ET AL. v. SYNGENTA CROP PROTECTION LLC, ET AL., C.A. No. 3:21-00278  
DURBIN v. SYNGENTA CROP PROTECTION LLC, ET AL., C.A. No. 3:21-00293

Eastern District of Missouri

HOLYFIELD, ET AL. v. CHEVRON U.S.A. INC., ET AL., C.A. No. 1:20-00165

Northern District of West Virginia

BARRAT v. SYNGENTA CROP PROTECTION LLC, ET AL., C.A. No. 3:21-00050

Southern District of West Virginia

TURNER v. SYNGENTA CROP PROTECTION LLC, ET AL., C.A. No. 2:21-00211

Western District of Wisconsin

TENNESON v. SYNGENTA CROP PROTECTION LLC, ET AL., C.A. No. 3:21-00231



**SECTION B**  
**MATTERS DESIGNATED FOR CONSIDERATION WITHOUT ORAL ARGUMENT**

**MDL No. 2244 – IN RE: DEPUY ORTHOPAEDICS, INC., PINNACLE HIP IMPLANT PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiff Tammy J. Nellenback to transfer of the following action to the United States District Court for the Northern District of Texas:

District of South Carolina

NELLENBACK v. DEPUY, INC., ET AL., C.A. No. 2:21–00533

**MDL No. 2591 – IN RE: SYNGENTA AG MIR162 CORN LITIGATION**

Opposition of plaintiffs Crumley Roberts, LLC, et al., to transfer of the following action to the United States District Court for the District of Kansas:

Southern District of Illinois

CRUMLEY ROBERTS, LLP, ET AL. v. HENINGER GARRISON DAVIS, LLC,  
C.A. No. 3:21–00315

**MDL No. 2804 – IN RE: NATIONAL PRESCRIPTION OPIATE LITIGATION**

Opposition of plaintiff Series 17-03-15, a designated series of MSP Recovery Claims, Series LLC, to transfer of the following action to the United States District Court for the Northern District of Ohio:

Southern District of Florida

SERIES 17–03–615, A DESIGNATED SERIES OF MSP RECOVERY CLAIMS,  
SERIES LLC, A DELAWARE SERIES LIMITED LIABILITY COMPANY v. PAR  
PHARMACEUTICAL, ET AL., C.A. No. 1:21–20797

**MDL No. 2873 – IN RE: AQUEOUS FILM–FORMING FOAMS PRODUCTS  
LIABILITY LITIGATION**

Oppositions of plaintiffs Bryan Jeffries, et al., to transfer of the *Jeffries* action; and Steven Brett Ogden, et al., and defendant Intercontinental Terminals Company, LLC, to transfer of the *Ogden* action to the United States District Court for the District of South Carolina; and motion of defendants 3M Company; E.I. Du Pont De Nemours and Company; The Chemours Company; The Chemours Company FC, LLC; DowDupont, Inc.; Corteva, Inc.; Dupont de Nemours, Inc.; AGC Chemicals Americas, Inc.; and Archroma U.S., Inc., to transfer of the *Nessel* action to the United States District Court for the District of South Carolina:

District of Arizona

JEFFRIES, ET AL. v. CHEMGUARD INCORPORATED, ET AL., C.A. No. 2:21–00059

Western District of Michigan

NESSSEL, ET AL. v. 3M COMPANY, ET AL., C.A. No. 1:21–00205

Southern District of Texas

OGDEN, ET AL. v. INTERCONTINENTAL TERMINALS COMPANY, LLC, ET AL.,  
C.A. No. 4:21–00273

**MDL No. 2885 – IN RE: 3M COMBAT ARMS EARPLUG PRODUCTS LIABILITY  
LITIGATION**

Oppositions of plaintiffs to transfer of their respective following actions to the United States District Court for the Northern District of Florida:

District of Minnesota

BELL, ET AL. v. 3M COMPANY, ET AL., C.A. No. 0:21–00382

LAKE, ET AL. v. 3M COMPANY, ET AL., C.A. No. 0:21–00386

MURPH, ET AL. v. 3M COMPANY, ET AL., C.A. No. 0:21–00387

PATRICK v. 3M COMPANY, ET AL., C.A. No. 0:21–00388

MDL No. 2921 – **IN RE: ALLERGAN BIOCELL TEXTURED BREAST IMPLANT  
PRODUCTS LIABILITY LITIGATION**

Motion of defendant Allergan USA, Inc., to transfer the following action to the United States District Court for the District of New Jersey:

Western District of Louisiana

CALAIS v. ALLERGAN USA, INC., C.A. No. 6:20–01304

## RULE 11.1: HEARING SESSIONS AND ORAL ARGUMENT

(a) Schedule. The Panel shall schedule sessions for oral argument and consideration of other matters as desirable or necessary. The Chair shall determine the time, place and agenda for each hearing session. The Clerk of the Panel shall give appropriate notice to counsel for all parties. The Panel may continue its consideration of any scheduled matters.

(b) Oral Argument Statement. Any party affected by a motion may file a separate statement setting forth reasons why oral argument should, or need not, be heard. Such statements shall be captioned "Reasons Why Oral Argument Should [Need Not] Be Heard" and shall be limited to 2 pages.

(i) The parties affected by a motion to transfer may agree to waive oral argument. The Panel will take this into consideration in determining the need for oral argument.

(c) Hearing Session. The Panel shall not consider transfer or remand of any action pending in a federal district court when any party timely opposes such transfer or remand without first holding a hearing session for the presentation of oral argument. The Panel may dispense with oral argument if it determines that:

(i) the dispositive issue(s) have been authoritatively decided; or

(ii) the facts and legal arguments are adequately presented and oral argument would not significantly aid the decisional process. Unless otherwise ordered, the Panel shall consider all other matters, such as a motion for reconsideration, upon the basis of the pleadings.

(d) Notification of Oral Argument. The Panel shall promptly notify counsel of those matters in which oral argument is scheduled, as well as those matters that the Panel will consider on the pleadings. The Clerk of the Panel shall require counsel to file and serve notice of their intent to either make or waive oral argument. Failure to do so shall be deemed a waiver of oral argument. If counsel does not attend oral argument, the matter shall not be rescheduled and that party's position shall be treated as submitted for decision on the basis of the pleadings filed.

(i) Absent Panel approval and for good cause shown, only those parties to actions who have filed a motion or written response to a motion or order shall be permitted to present oral argument.

(ii) The Panel will not receive oral testimony except upon notice, motion and an order expressly providing for it.

(e) Duty to Confer. Counsel in an action set for oral argument shall confer separately prior to that argument for the purpose of organizing their arguments and selecting representatives to present all views without duplication. Oral argument is a means for counsel to emphasize the key points of their arguments, and to update the Panel on any events since the conclusion of briefing.

(f) Time Limit for Oral Argument. Barring exceptional circumstances, the Panel shall allot a maximum of 20 minutes for oral argument in each matter. The time shall be divided among those with varying viewpoints. Counsel for the moving party or parties shall generally be heard first.