

**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 pursuant to 28 U.S.C. § 1407.

DATE OF HEARING SESSION: **September 20, 2012**

LOCATION OF HEARING SESSION: Daniel Patrick Moynihan U.S. Courthouse  
Ceremonial Courtroom No. 9C, 9th Floor  
500 Pearl Street  
New York, New York 10007

TIME OF HEARING SESSION: In those matters designated for oral argument, counsel presenting oral argument must be present at **8:00 a.m.** in order for the Panel to allocate the amount of time for oral argument. Oral argument will commence at **9:30 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 and includes all actions encompassed by Motion(s) for transfer filed pursuant to Rules 6.1 and 6.2. Any party waiving oral argument pursuant to Rule 11.1(d) does not need to appear at the Hearing Session.
- 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 attend the hearing session.

ORAL ARGUMENT: 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). Any change in position should be conveyed to Panel staff before the beginning of oral argument. Where an attorney thereafter advocates a position different from that conveyed to Panel staff, the Panel may reduce the allotted argument time and decline to hear further from that attorney.

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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 **August 31, 2012**. 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 "Jeffery N. Lüthi", with a horizontal line extending to the right.

Jeffery N. Lüthi  
Clerk of the Panel

cc: Clerk, U.S. District Court for the Southern District of New York

**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 September 20, 2012, the Panel will convene a hearing session in New York, New York, to consider the matters on the attached Schedule under 28 U.S.C. § 1407.

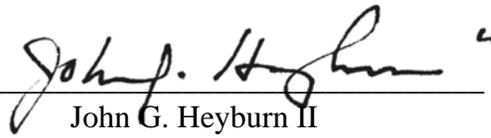
IT IS FURTHER ORDERED that the Panel may, on its own initiative, consider transfer of any or all of the actions in those matters to any district or districts.

IT IS FURTHER ORDERED that the Panel will hear oral argument on the matters listed on Section A of the attached Schedule, 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(c), 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



John G. Heyburn II

Chairman

Kathryn H. Vratil  
Barbara S. Jones  
Marjorie O. Rendell

W. Royal Furgeson, Jr.  
Paul J. Barbadoro  
Charles R. Breyer

SCHEDULE OF MATTERS FOR HEARING SESSION  
September 20, 2012 -- New York, New York

**SECTION A**  
**MATTERS DESIGNATED FOR ORAL ARGUMENT<sup>1</sup>**

**MDL No. 2388 - IN RE: MORTGAGE LENDER FORCE-PLACED INSURANCE  
LITIGATION**

Motion, as amended, of plaintiffs Alberto Barreto, et al., to transfer the following actions to the United States District Court for the Southern District of Florida:

Southern District of Alabama

Faire Feaz v. Wells Fargo Bank, N.A., et al., C.A. No. 1:12-00350

Central District of California

Christopher Gustafson v. BAC Home Loans Servicing, et al., C.A. No. 8:11-00915

Eastern District of California

Elizabeth Passantino-Miller, et al. v. Wells Fargo Bank, N.A., et al., C.A. No. 2:12-00420

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<sup>1</sup> 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.

Schedule of Matters for Hearing, Session A  
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MDL No. 2388 (Continued)

Northern District of California

Patricia McNeary-Calloway, et al. v. JPMorgan Chase Bank, N.A., et al.,  
C.A. No. 3:11-03058  
Stanley D. Cannon, et al v. Wells Fargo Bank, N.A., et al., C.A. No. 3:12-01376  
Shelly A. Clements v. JP Morgan Chase Bank, N.A., C.A. No. 3:12-02179  
Stephen Ellsworth v. U.S. Bank, N.A., et al., C.A. No. 3:12-02506

Middle District of Florida

Albert Degutis v. Financial Freedom, LLC, C.A. No. 2:12-00319  
Ruth Gordon, et al. v. Chase Home Finance, LLC, et al., C.A. No. 8:11-02001

Southern District of Florida

Christina Ulbrich v. GMAC Mortgage, et al., C.A. No. 0:11-62424  
Philip Pulley, et al. v. JPMorgan Chase Bank, N.A., et al., C.A. No. 0:12-60936  
Ira Marc Fladell v. Wells Fargo Bank, N. A., et al., C.A. No. 0:12-61368  
Ray Williams, et al. v. Wells Fargo Financial, Inc., et al., C.A. No. 1:11-21233  
Achikam Yogev v. JPMorgan Chase Bank, N.A., et al., C.A. No. 1:12-21988  
Alberto Barreto, et al. v. Chase Home Finance, LLC, et al., C.A. No. 1:12-22053  
Alfred Herrick, et al. v. JPMorgan Chase Bank, N.A., et al., C.A. No. 1:12-22256  
Mark Kunzelmann v. Wells Fargo Bank, N.A., et al., C.A. No. 9:11-81373  
Madelaine Martorella v. Deutsche Bank National Trust Company, et al.,  
C.A. No. 9:12-80372  
Joseph Gallagher, et al. v. Bank of America, N.A., et al., C.A. No. 9:12-80681

Southern District of Illinois

Debra Simpkins v. Wells Fargo Bank, N.A., et al., C.A. No. 3:12-00768

Northern District of Indiana

Judith Hallie v. Wells Fargo Bank, N.A., et al., C.A. No. 2:12-00235

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MDL No. 2388 (Continued)

District of Massachusetts

Lee Berger, et al. v. Balboa Insurance Co., et al., C.A. No. 1:10-11583  
Karyl Resnick v. Bank of America, N.A., et al., C.A. No. 1:12-10231

Northern District of New York

Gordon Casey v. Citibank, N.A., et al., C.A. No. 5:12-00820

Southern District of New York

Christopher Maxwell v. HSBC Mortgage Corporation (USA), et al., C.A. No. 1:12-01699  
Landon Rothstein v. GMAC Mortgage, LLC, et al., C.A. No. 1:12-03412  
Mathew Scheetz v. JPMorgan Chase Bank, N.A., et al., C.A. No. 1:12-04113  
Maria Lugo v. Bank of America, N.A., C.A. No. 7:11-07955

Western District of North Carolina

Pamela Lemmer, et al. v. Bank of America, N.A., C.A. No. 3:12-00242

District of Oregon

Ronda Arnett, et al. v. Bank of America, N.A., et al., C.A. No. 3:11-01372  
Edward M. Wallace v. Bank of America, N.A., et al., C.A. No. 3:12-00935

Western District of Pennsylvania

Desiree Morris v. Wells Fargo Bank, N.A., et al., C.A. No. 2:11-00474

Schedule of Matters for Hearing, Session A  
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**MDL No. 2389 - IN RE: FACEBOOK, INC., IPO SECURITIES AND DERIVATIVE  
LITIGATION**

Motion, as amended, of defendants Facebook, Inc.; Mark Zuckerberg; Sheryl K. Sandberg; David A. Ebersman; David M. Spillane; Marc L. Andreessen; Erskine B. Bowles; James W. Breyer; Donald E. Graham; Reed Hastings; Peter A. Thiel; Morgan Stanley & Co. LLC; J.P. Morgan Securities LLC; and Goldman, Sachs & Co., to transfer the following actions to the United States District Court for the Southern District of New York:

Northern District of California

Michael Spatz, et al. v. Facebook, Inc., et al., C.A. No. 3:12-02662  
Jeff Offner v. Facebook, Inc., et al., C.A. No. 3:12-02666  
James Chang, et al. v. Facebook, Inc., et al., C.A. No. 3:12-02680  
John Gregory v. Facebook, Inc., et al., C.A. No. 3:12-02815  
Darryl Lazar v. Facebook, Inc., et al., C.A. No. 3:12-03199  
Edward J. Shierry v. Facebook, Inc., et al., C.A. No. 3:12-03200  
Michael Lieber v. Facebook, Inc., et al., C.A. No. 3:12-03202  
Thomas J. Ahrendtsen, et al. v. Facebook, Inc., et al., C.A. No. 3:12-03212  
Kevin Hicks, et al. v. Facebook Inc., et al., C.A. No. 3:12-03353  
Harvey Lapin v. Facebook, Inc., et al., C.A. No. 4:12-03195  
Karen Cuker, et al. v. Facebook, Inc., et al., C.A. No. 4:12-03201  
Jennifer Stokes v. Facebook, Inc., et al., C.A. No. 4:12-03203  
William Cole v. Mark Zuckerberg, et al., C.A. No. 4:12-03367  
Vernon R. DeMois, Jr. v. Facebook, Inc. et al., C.A. No. 5:12-03196  
Hal Hubuschman v. Mark Zuckerberg, et al., C.A. No. 5:12-03366

Middle District of Florida

Jonathan R. Simon, et al. v. The Nasdaq Stock Market LLC, C.A. No. 6:12-00973

Western District of Missouri

Philip Jaax v. Facebook, Inc., et al., C.A. No. 4:12-00719

Schedule of Matters for Hearing, Session A  
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MDL No. 2389 (Continued)

Southern District of New York

Phillip Goldberg v. Nasdaq OMX Group, Inc., et al., C.A. No. 1:12-04054  
Brian Roffe Profit Sharing Plan, et al. v. Facebook, Inc., et al., C.A. No. 1:12-04081  
Maren Twining v. Facebook, Inc., et al., C.A. No. 1:12-04099  
Goldrich Cousins P.C. 401(k) Profit Sharing Plan & Trust, et al. v. Facebook, Inc.,  
C.A. No. 1:12-04131  
Irving Braun, et al. v. Facebook, Inc., et al., C.A. No. 1:12-04150  
Edward Childs v. Mark Zuckerberg, et al., C.A. No. 1:12-04156  
Alexis Alexander, et al. v. Facebook, Inc., et al., C.A. No. 1:12-04157  
Douglas M. Lightman v. Facebook, Inc., et al., C.A. No. 1:12-04184  
Kathy Reichenbaum v. Facebook, Inc., et al., C.A. No. 1:12-04194  
Jun Yan v. Nasdaq OMX Group, Inc., et al., C.A. No. 1:12-04200  
Elbita Alfonso v. The Nasdaq Stock Market LLC, et al., C.A. No. 1:12-04201  
Lawrence Corneck v. Morgan Stanley & Co. LLC, et al., C.A. No. 1:12-04215  
Justin F. Lazard v. Facebook, Inc., et al., C.A. No. 1:12-04252  
Sylvia Gregorczyk v. Facebook, Inc., et al., C.A. No. 1:12-04291  
Peter Brinckerhoff v. Facebook, Inc., et al., C.A. No. 1:12-04312  
Lidia Levy v. The Nasdaq Stock Market LLC, et al., C.A. No. 1:12-04315  
David Goldberg, et al. v. Facebook, Inc., et al., C.A. No. 1:12-04332  
Richard P. Eannarino v. Facebook, Inc., et al., C.A. No. 1:12-04360  
Peter Mamula v. Facebook, Inc., et al., C.A. No. 1:12-04362  
Khodayar Amin v. The Nasdaq Stock Market LLC, et al., C.A. No. 1:12-04403  
Elliot Leitner v. Facebook, Inc., et al., C.A. No. 1:12-04551  
Barbara Steinman v. Nasdaq OMX Group, Inc., et al., C.A. No. 1:12-04600  
Howard Savitt v. Facebook, Inc., et al., C.A. No. 1:12-04648  
Chad Roderick v. Nasdaq OMX Group, Inc., et al., C.A. No. 1:12-04716  
Eugene Stricker v. Morgan Stanley & Co. LLC, et al., C.A. No. 1:12-04763  
Keith Wise, et al. v. Facebook, Inc., et al., C.A. No. 1:12-04777

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**MDL No. 2391 - IN RE: BIOMET M2A MAGNUM HIP IMPLANT PRODUCTS  
LIABILITY LITIGATION**

Motion of plaintiffs Leyda Ching and Diane Winningham for centralization of the following actions in the United States District Court for the Northern District of California or, in the alternative, the United States District Court for the Southern District of New York:

Northern District of California

Leyda Ching v. Biomet Orthopedics, LLC, et al., C.A. No. 3:12-00502  
Diane Winningham v. Biomet Orthopedics, LLC, et al., C.A. No. 3:12-00503  
Patrick D. Hales, et al. v. Biomet Orthopedics, LLC, et al., C.A. No. 4:12-03081

Eastern District of Louisiana

Lana Turner v. Biomet Orthopedics, L.L.C, et al., C.A. No. 2:11-02443  
Vincent Pizzitolo v. Biomet Orthopedics, L.L.C, C.A. No. 2:12-00521

Eastern District of New York

Nan Faber v. Biomet, Inc., et al., C.A. No. 1:12-00783

Southern District of New York

William Konowal, et al. v. Biomet, Inc., et al., C.A. No. 1:12-04342

Northern District of Texas

Carole St. Cyr et al. v. Biomet Orthopedics, Inc., et al., C.A. No. 4:12-00032

**MDL No. 2392 - IN RE: WAGGIN' TRAIN CHICKEN JERKY PET TREAT PRODUCTS  
LIABILITY LITIGATION**

Motion, as amended, of plaintiffs Dennis Adkins, et al., to transfer the following actions to the United States District Court for the Northern District of Illinois:

District of Connecticut

Elizabeth Mawaka v. Nestle Purina Petcare Company, et al., C.A. No. 3:12-00880

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MDL No. 2392 (Continued)

Northern District of Illinois

Dennis Adkins, et al. v. Nestle Purina Petcare Company, et al., C.A. No. 1:12-02871

Western District of Pennsylvania

Lisa Mazur v. Milo's Kitchen, LLC, et al., C.A. No. 2:12-01011

MDL No. 2393 - **IN RE: UPONOR, INC., F1960 PLUMBING FITTINGS PRODUCTS  
LIABILITY LITIGATION**

Motion of plaintiff Tim George to transfer the following actions to the United States  
District Court for the District of Minnesota:

Central District of California

Anthony Nguyen, et al. v. Viega Inc., et al., C.A. No. 2:11-10256

Southern District of Illinois

James Winters, et al. v. Uponor, Inc., et al., C.A. No. 3:12-00116  
Charles Gibbs, et al. v. Uponor Corporation, et al., C.A. No. 3:12-00290

District of Minnesota

Tim George v. Uponor, Inc., et al., C.A. No. 0:12-00249

District of Nevada

Solera at Anthem Community Association, Inc. v. Del Webb Communities, Inc.,  
C.A. No. et al. 2:11-00425  
Fulton Park Unit Owners' Association v. PN II, Inc., C.A. No. 2:11-00783  
Robert Wolinsky, et al. v. Carina Corporation, C.A. No. 2:11-00830  
Greystone Nevada, LLC v. Fiesta Park Homeowners' Association, C.A. No. 2:11-01422

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MDL No. 2393 (Continued)

District of Nevada (Continued)

Greystone Nevada, LLC, et al. v Anthem Highlands Community Association,  
C.A. No. 2:11-01424  
U.S. Home Corporation v. Parker-Hansen, et al., C.A. No. 2:11-01426  
Waterfall Homeowners Association et al v. Viega, Inc., et al., C.A. No. 2:11-01498  
Charleston and Jones, LLC, et al. v. Uponor, Inc., et al., C.A. No. 2:11-01637  
The Seasons Homeowners Association, Inc. v. Richmond American Homes of Nevada,  
Inc., C.A. No. 2:11-01875  
Lamplight Square at Green Valley Homeowners' Association v. Greystone Nevada LLC,  
et al., C.A. No. 2:12-00002  
Southern Terrace Homeowners Association v. Viega, Inc., et al., C.A. No. 2:12-00206  
Anthem Highlands Community Association v. Viega, Inc., et al., C.A. No. 2:12-00207

Western District of Oklahoma

Susan Shons, et al. v. Wirsbo Company, et al., C.A. No. 5:12-00087

District of Oregon

Association of Unit Owners of East Village at Orenco Station, a Condominium v. Uponor  
Inc., et al., C.A. No. 3:11-01169

Middle District of Pennsylvania

Maria Fofi et al v. Uponor, Inc., et al., C.A. No. 3:12-00151

Northern District of Texas

Henry Patel v. Uponor Corporation, et al., C.A. No. 5:12-00011

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MDL No. 2394 - **IN RE: REAL ESTATE TRANSFER TAX LITIGATION**

Motion of plaintiff Genesee County to transfer the following actions to the United States District Court for the Eastern District of Michigan:

Middle District of Florida

Karen Nicolai v. Federal Housing Finance Agency, et al., C.A. No. 8:12-01335

Southern District of Georgia

Daniel W. Massey, et al. v. Federal National Mortgage Association, C.A. No. 4:12-00102

Northern District of Illinois

DeKalb County, et al. v. Federal Housing Finance Agency, et al., C.A. No. 3:12-50227  
Fannie Mae, et al. v. Hamer, et al., C.A. No. 3:12-50230

Eastern District of Michigan

Oakland County, et al. v. Federal National Mortgage Association, et al.,  
C.A. No. 2:11-12666  
Genesee County, et al. v. Federal Housing Finance Agency, et al., C.A. No. 2:11-14971

Western District of Michigan

Curtis Hertel, Jr., et al. v. Bank of America, NA, et al., C.A. No. 1:11-00757  
Curtis Hertel, et al. v. Mortgage Electronic Registration Systems, Inc., et al.,  
C.A. No. 1:12-00174

District of Rhode Island

City of Providence, et al. v. Federal National Mortgage Association, et al.,  
C.A. No. 1:12-00481

Southern District of West Virginia

County Commission of Hancock County, et al. v. Federal National Mortgage Association,  
et al., C.A. No. 2:12-02083

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**MDL No. 2395 - IN RE: AIR CRASH AT GEORGETOWN, GUYANA, ON JULY 30, 2011**

Motion of defendant Caribbean Airlines Limited to transfer the following actions to the United States District Court for the Eastern District of New York:

Southern District of Florida

Kusmatie Persaud, et al. v. Caribbean Airlines Limited, C.A. No. 0:12-61214  
Rajendra Persaud, et al. v. Caribbean Airlines Limited, C.A. No. 1:12-22138

Eastern District of New York

Nandine Persaud v. Caribbean Airlines Limited, C.A. No. 1:12-03251

**MDL No. 2396 - IN RE: TR LABS PATENT LITIGATION**

Motion of Cisco Systems, Inc.; AT&T Corporation; Comcast Corporation; Sprint Nextel Corporation; Cox Communications, Inc.; Windstream Corporation; tw Telecom, Inc.; and Level 3 Communications, Inc., to transfer the following actions to the United States District Court for the Northern District of California:

Northern District of California

Cisco Systems, Inc. v. Alberta Telecommunications Research Center, et al.,  
C.A. No. 4:12-03293

District of Colorado

Telecommunications Research Laboratories, et al. v. Qwest Communications Company,  
LLC, et al., C.A. No. 1:12-00581

District of New Jersey

Alberta Telecommunications Research Centre v. AT&T Services Corp.,  
C.A. No. 3:09-03883

Alberta Telecommunications Research Centre v. Verizon Communications, Inc.,  
C.A. No. 3:10-01132

Verizon Services Corp. v. Alberta Telecommunications Research Centre,  
C.A. No. 3:11-01378

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**MDL No. 2397 - IN RE: GERBER PROBIOTIC PRODUCTS MARKETING AND SALES  
PRACTICES LITIGATION**

Motion of plaintiff Ryan Burns to transfer the following actions to the United States District Court for the Eastern District of Washington or, in the alternative, the United States District Court for the Southern District of California:

Eastern District of California

Chad Ginger v. Gerber Products Company, et al., C.A. No. 1:12-00652

Northern District of California

Maria Alvarez v. Gerber Products Company, et al., C.A. No. 5:12-00906  
Brandi Gray v. Gerber Products Company, et al., C.A. No. 5:12-01964

Southern District of California

Shavonda Hawkins v. Gerber Products Company, C.A. No. 3:12-00465

District of New Jersey

Janna Thomas v. Gerber Products Company, et al., C.A. No. 2:12-00835  
Irene Dourdoulakis, et al. v. Gerber Products Company, et al., C.A. No. 2:12-01098  
Jasmine Walker v. Gerber Products Company, C.A. No. 2:12-01149  
Andrew Rudich v. Gerber Products Company, C.A. No. 2:12-01283  
Saba Siddiqi v. Gerber Products Company, et al., C.A. No. 2:12-01878

Eastern District of Washington

Ryan Burns v. Gerber Products Company, et al., C.A. No. 2:12-05027

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**MDL No. 2398 - IN RE: ENHANCED RECOVERY COMPANY, LLC, TELEPHONE  
CONSUMER PROTECTION ACT LITIGATION**

Motion of plaintiffs James Kubat; Latasha Blake; Teresa Soppet; and Loidy Tang to transfer the following actions to the United States District Court for the Northern District of Illinois:

Southern District of California

James Kubat v. Enhanced Recovery Company, LLC, C.A. No. 3:12-00435

Middle District of Florida

Latasha Blake v. Enhanced Recovery Company, LLC, C.A. No. 3:10-01178  
Wanett Drinning-Duffee, et al. v. Enhanced Recovery Company, LLC,  
C.A. No. 3:12-00664

Northern District of Illinois

Teresa Soppet, et al. v. Enhanced Recovery Corporation, C.A. No. 1:10-05469

**MDL No. 2399 - IN RE: DAVID KISSI, ET AL., LITIGATION (NO. II)**

Motion of plaintiff David Kissi to transfer the following actions to the United States District Court for the Central District of California:

District of District of Columbia

David Kissi v. EMC Mortgage Corporation, et al., C.A. No. 1:08-01796

District of Maryland

David Kissi v. Christopher Mead, et al., C.A. No. 8:11-00211  
David Kissi, et al. v. Bank of America/Country Wide, et al., C.A. No. 8:12-01322  
David Kissi v. Thomas Simmons, et al., C.A. No. 8:12-01950

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**MDL No. 2400 - IN RE: OPLUS TECHNOLOGIES, LTD., PATENT LITIGATION**

Motion, as amended, of plaintiff Oplus Technologies, Ltd., to transfer the following actions to the United States District Court for the Northern District of Illinois:

Central District of California

Oplus Technologies, Ltd. v. Sears Holdings Corporation, et al., C.A. No. 2:12-05707

Northern District of Illinois

Oplus Technologies, Ltd. v. Sears Holdings Corporation, et al., C.A. No. 1:11-08539

Oplus Technologies, Ltd. v. Sears Holdings Corporation, et al., C.A. No. 1:11-09017

Oplus Technologies, Ltd. v. Sears Holdings Corporation, et al., C.A. No. 1:11-09027

Oplus Technologies, Ltd. v. Sears Holdings Corporation, et al., C.A. No. 1:11-09029

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

**MDL No. 875 - IN RE: ASBESTOS PRODUCTS LIABILITY LITIGATION (NO. VI)**

Oppositions of plaintiffs Robert Lyman, Jr., et al., and defendants Union Carbide Corporation and Montello, Inc., to remand, under 28 U.S.C. § 1407(a), of the following action to the United States District Court for Northern District of California:

Eastern District of Pennsylvania

Robert Lyman, Jr., et al. v. Union Carbide Corporation, et al., C.A. No. 2:09-62999  
(N.D. California, C.A. No. 4:07-04240)

**MDL No. 1203 - IN RE: DIET DRUGS (PHENTERMINE/FENFLURAMINE/  
DEXFENFLURAMINE) PRODUCTS LIABILITY LITIGATION**

Oppositions of plaintiffs Janet Mitchell, et al.; Lois Munchel; Shirlee Granillo; Christa McNutt; and Sara Appelbee to transfer of their respective following actions to the United States District Court for the Eastern District of Pennsylvania:

Northern District of California

Janet Mitchell, et al. v. Pfizer, Inc., et al., C.A. No. 3:12-03499

District of Delaware

Lois Munchel v. Wyeth LLC, et al., C.A. No. 1:12-00906  
Shirlee Granillo v. Wyeth LLC, et al., C.A. No. 1:12-00907  
Christa McNutt v. Wyeth LLC, et al., C.A. No. 1:12-00908  
Sara Appelbee v. Wyeth LLC, et al., C.A. No. 1:12-00909

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**MDL No. 1626 - IN RE: ACCUTANE (ISOTRETINOIN) PRODUCTS LIABILITY  
LITIGATION**

Oppositions of plaintiffs Amanda Couture, William R. Burns, Christopher Evendahl, Bret Serrin, James A. Gaines, Bradley Chesnick, and Norman R. Eaton to transfer of their respective following actions to the United States District Court for the Middle District of Florida:

Northern District of California

Amanda Couture v. Hoffmann-La Roche, Inc., et al., C.A. No. 4:12-02657

District of Maryland

William R. Burns v. Hoffman-La Roche Inc., et al., C.A. No. 1:12-01943

Eastern District of Pennsylvania

Christopher Evendahl v. Hoffmann-La Roche, Inc., et al., C.A. No. 2:12-02993

Bret Serrin v. Hoffmann-La Roche, Inc., et al., C.A. No. 2:12-02994

James A. Gaines v. Hoffmann-La Roche, Inc., et al., C.A. No. 2:12-03153

Bradley Chesnick v. Hoffmann-La Roche, Inc., et al., C.A. No. 2:12-03154

Norman R. Eaton v. Hoffmann-La Roche Inc., et al., C.A. No. 2:12-03164

**MDL No. 1657 - IN RE: VIOXX MARKETING, SALES PRACTICES AND PRODUCTS  
LIABILITY LITIGATION**

Opposition of plaintiff Linda Isner to transfer of the following action to the United States District Court for the Eastern District of Louisiana:

District of Massachusetts

Linda Isner, et al. v. Seeger Weiss, LLP, et al., C.A. No. 1:12-10909

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**MDL No. 1953 - IN RE: HEPARIN PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiffs Robert Dumigan, et al., to transfer of the following action to the United States District Court for the Northern District of Ohio:

Middle District of Florida

Robert Dumigan, et al. v. APP Pharmaceuticals, LLC, et al., C.A. No. 6:12-01010

**MDL No. 2004 - IN RE: MENTOR CORP. OBTAPE TRANSOBTURATOR SLING PRODUCTS LIABILITY LITIGATION**

Oppositions of plaintiffs Susan Giovanni and Debra A. Williams-Miller, et al., to transfer of their respective following actions to the United States District Court for the Middle District of Georgia:

District of New Jersey

Susan Giovanni v. Mentor Worldwide, LLC, et al., C.A. No. 1:12-04435

Debra A. Williams-Miller, et al. v. Mentor Worldwide, LLC, et al., C.A. No. 1:12-04449

**MDL No. 2048 - IN RE: COX ENTERPRISES, INC., SET-TOP CABLE TELEVISION BOX ANTITRUST LITIGATION**

Motion of defendant Cox Communications, Inc., to transfer the following action to the United States District Court for the Western District of Oklahoma:

Southern District of California

George Lepre v. Cox Communications, Inc., et al., C.A. No. 3:12-01639

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**MDL No. 2051 - IN RE: DENTURE CREAM PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiffs Michael Niles, et al., to transfer of the following action to the United States District Court for the Southern District of Florida:

Western District of Oklahoma

Michael Niles, et al. v. The Proctor and Gamble Distributing, LLC, et al.,  
C.A. No. 5:12-00709

**MDL No. 2179 - IN RE: OIL SPILL BY THE OIL RIG "DEEPWATER HORIZON" IN  
THE GULF OF MEXICO, ON APRIL 20, 2010**

Opposition of plaintiff Robert L. Haynes to transfer of the following action to the United States District Court for the Eastern District of Louisiana:

Southern District of Alabama

Robert L. Haynes v. Guilbeau Marine, Inc., et al., C.A. No. 1:12-00444

Motion of plaintiff Rhonda Burkeen for remand, pursuant to 28 U.S.C. § 1407(a), of the following action to the United States District Court for the Southern District of Texas:

Eastern District of Louisiana

Joshua Kritzer, et al. v. Transocean, Ltd., et al., C.A. No. 2:10-04427 (S.D. Texas,  
C.A. No. 4:10-01854)

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**MDL No. 2197 - IN RE: DEPUY ORTHOPAEDICS, INC., ASR HIP IMPLANT  
PRODUCTS LIABILITY LITIGATION**

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

District of Maryland

Paul K. Wood, II, et al. v. Johnson & Johnson, et al., C.A. No. 1:12-01572  
Doris G. Wynn, et al. v. Johnson & Johnson, Inc., et al., C.A. No. 1:12-01997  
Barbara Benfield v. DePuy Orthopaedics, Inc., et al., C.A. No. 8:12-01601  
Eva MacGregor v. DePuy Orthopaedics, Inc., et al., C.A. No. 8:12-01842

District of Montana

Sue Malletta v. DePuy Orthopaedics, Inc., et al., C.A. No. 9:12-00098

District of Nevada

Sheila I. Glaser v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-00895  
Genevieve H. Lee v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01164  
Hannelore Von Reichow v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01165  
Amy E. Mills v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01166  
Carol K. Tobler, et al. v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01167  
Kim Pate, et al. v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01168  
Eileen A. Wiedeman v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01169  
Palma Shehan v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01170  
Stephanie Santa Cruz v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01172  
James N. Caron v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01173  
Nancy G. Hill, et al. v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01174  
Bruce Fein, et al. v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01175  
Jeannette E. Davidson v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01177  
Kipp H. Greengrass v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01178  
John A. Lanzillotta v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-01179

District of South Carolina

Michelle S. Felkel v. DePuy Orthopaedics, Inc., et al., C.A. No. 3:12-01931

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**MDL No. 2226 - IN RE: DARVOCET, DARVON AND PROPOXYPHENE PRODUCTS  
LIABILITY LITIGATION**

Oppositions of plaintiffs Rachel Rentz, et al., and Lewis Guvenoz, et al., to transfer of their respective following actions to the United States District Court for the Eastern District of Kentucky:

Central District of California

Rachel Rentz, et al. v. McKesson Corporation, et al., C.A. No. 2:12-04399

Northern District of Illinois

Lewis Guvenoz, et al. v. Target Corporation, et al., C.A. No. 1:12-04456

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

Opposition of plaintiffs Patricia M. Gentry, et al., to transfer of the following action to the United States District Court for the Northern District of Texas:

Central District of California

Patricia M. Gentry, et al. v. DePuy Orthopaedics, Inc., et al., C.A. No. 2:12-04446

**MDL No. 2265 - IN RE: COUNTRYWIDE FINANCIAL CORP. MORTGAGE-BACKED  
SECURITIES LITIGATION**

Opposition of plaintiff Federal Deposit Insurance Corporation as Receiver for Strategic Capital Bank, to transfer of the following action to the United States District Court for the Central District of California:

Southern District of New York

Federal Deposit Insurance Corporation as Receiver for Strategic Capital Bank v. J.P.  
Morgan Securities L.L.C., et al., C.A. No. 1:12-04001

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**MDL No. 2272 - IN RE: ZIMMER NEXGEN KNEE IMPLANT PRODUCTS LIABILITY LITIGATION**

Oppositions of defendants Zimmer, Inc.; Zimmer Holdings, Inc.; and Zimmer Surgical, Inc., f/k/a Zimmer Orthopaedic Surgical Products, Inc., to transfer of their respective following actions to the United States District Court for the Northern District of Illinois:

Southern District of New York

John Wilcutt v. Zimmer, Inc., et al., C.A. No. 1:12-04322

Northern District of Ohio

Henry Jewell III, et al. v. Zimmer, Inc., et al., C.A. No. 5:12-01530

Southern District of Ohio

William T. Casper v. Zimmer, Inc., et al., C.A. No. 1:12-00522

**MDL No. 2299 - IN RE: ACTOS (PIOGLITAZONE) PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiff Allen K. Alsabagh to transfer of the following action to the United States District Court for the Western District of Louisiana:

District of Nevada

Allen K. Alsabagh v. Takeda Pharmaceuticals America, Inc., et al., C.A. No. 2:12-01245

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**MDL No. 2326 - IN RE: BOSTON SCIENTIFIC CORP. PELVIC REPAIR SYSTEM  
PRODUCTS LIABILITY LITIGATION**

Oppositions of plaintiffs Diane Flagg, et al., and defendant Boston Scientific Corporation to transfer of their respective following actions to the United States District Court for the Southern District of West Virginia:

Middle District of Florida

Diane Flagg, et al. v. Erin Katz, et al., C.A. No. 8:12-01559

Eastern District of Louisiana

Carole Johnson, et al. v. Boston Scientific Corporation, C.A. No. 2:12-01658

Northern District of Ohio

Pamela Williams, et al. v. Boston Scientific Corporation, C.A. No. 3:12-01080

**MDL No. 2333 - IN RE: MI WINDOWS AND DOORS, INC., PRODUCTS LIABILITY  
LITIGATION**

Opposition of defendant MI Windows and Doors, Inc., to transfer of the following action to the United States District Court for the District of South Carolina:

District of Kansas

Jennifer McGaffin, et al. v. MI Windows and Doors, Inc., C.A. No. 2:12-02462

**MDL No. 2361 - IN RE: SIMPLY ORANGE ORANGE JUICE MARKETING AND  
SALES PRACTICES LITIGATION**

Opposition of plaintiff Betty Moss to transfer of the following action to the United States District Court for the Western District of Missouri:

Western District of Arkansas

Betty Moss v. The Coca-Cola Company, C.A. No. 4:12-04073

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.

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(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.