

**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 26, 2013**

LOCATION OF HEARING SESSION: United States Court of Appeals
James A. Byrne United States Courthouse
Ceremonial Courtroom, 1st Floor
601 Market Street
Philadelphia, Pennsylvania 19106-1729

TIME OF HEARING SESSION: In those matters designated for oral argument, counsel presenting oral argument must be present at **8:30 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.

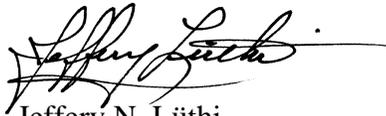
- Section A of this Schedule lists the matters designated for oral argument and includes all actions encompassed by Motion(s) for transfer filed pursuant to Rules 6.1 and 6.2. Any party waiving oral argument pursuant to Rule 11.1(d) does not need to appear at the Hearing Session.
- Section B of this 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 **September 9, 2013**. 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 long horizontal flourish extending to the right.

Jeffery N. Lüthi
Clerk of the Panel

cc: Clerk, United States Third Circuit Court of Appeals

**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 26, 2013, the Panel will convene a hearing session in Philadelphia, Pennsylvania, to consider the matters on the attached Schedule under 28 U.S.C. § 1407.

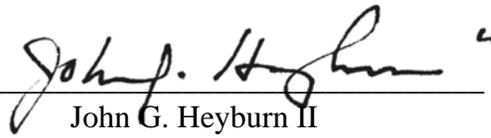
IT IS FURTHER ORDERED that the Panel may, on its own initiative, consider transfer of any or all of the actions in those matters to any district or districts.

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
Marjorie O. Rendell
Lewis A. Kaplan

Paul J. Barbadoro
Charles R. Breyer
Sarah S. Vance

SCHEDULE OF MATTERS FOR HEARING SESSION
September 26, 2013 -- Philadelphia, Pennsylvania

SECTION A
MATTERS DESIGNATED FOR ORAL ARGUMENT¹

MDL No. 2470 - **IN RE: SCHNUCK MARKETS, INC., CUSTOMER DATA SECURITY
BREACH LITIGATION**

Motion of plaintiffs Robert Domiano, et al., to transfer the following actions to the
United States District Court for the Eastern District of Missouri:

Central District of Illinois

Cassandra Atteberry v. Schnuck Markets Inc., C.A. No. 2:13-02112

Northern District of Illinois

Mary Akelaitis v. Schnuck Markets, Inc., C.A. No. 3:13-50142

Southern District of Illinois

Laverne Rippy v. Schnuck Markets, Inc., C.A. No. 3:13-00471

Eastern District of Missouri

Robert Domiano, et al. v. Schnuck Markets, Inc., C.A. No. 4:13-00683

¹ 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, Section A
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MDL No. 2471 - IN RE: VEHICLE CARRIER SERVICES ANTITRUST LITIGATION

Motion of plaintiffs Joan MacQuarrie, et al., to transfer the following actions to the United States District Court for the Northern District of California:

Northern District of California

Joan MacQuarrie, et al. v. Nippon Yusen Kabushiki Kaisha, et al., C.A. No. 3:13-02409

Southern District of California

David Schroeder v. Nippon Yusen Kabushiki Kaisha, et al., C.A. No. 3:13-01319

Middle District of Florida

Kenneth A. Nelson, et al. v. Nippon Yusen Kabushiki Kaisha, et al.,
C.A. No. 3:13-00604

Esteban Adame v. Nippon Yusen Kabushiki Kaisha, et al., C.A. No. 3:13-00651

District of New Jersey

F. Ruggiero & Sons, Inc., et al. v. NYK Line (North America) Inc., et al.,
C.A. No. 2:13-03306

Bethanne Knudson v. NYK Line (North America) Inc., et al., C.A. No. 2:13-03485

MDL No. 2472 - IN RE: LOESTRIN 24 FE ANTITRUST LITIGATION

Motion of defendants Warner Chilcott (US), LLC; Warner Chilcott Public Limited Company; Warner Chilcott Company, Inc.; Warner Chilcott Company, LLC; Warner Chilcott Laboratories Ireland Limited; Warner Chilcott Holdings Company III, Ltd.; Warner Chilcott Corporation; Warner Chilcott Sales (US), LLC; Actavis, Inc.; Watson Laboratories, Inc.; Lupin Ltd.; and Lupin Pharmaceuticals, Inc., to transfer the following actions to the United States District Court for the District of New Jersey:

Eastern District of Pennsylvania

United Food and Commercial Workers Local 1776 & Participating Employers Health and Welfare Fund v. Warner Chilcott (US), LLC, et al., C.A. No. 2:13-01807

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MDL No. 2472 (Continued)

Eastern District of Pennsylvania (Continued)

New York Hotel Trades Council & Hotel Association of New York City, Inc.,
et al. v. Warner Chilcott Public Limited Company, et al., C.A. No. 2:13-02000
Fraternal Order of Police, Fort Lauderdale Lodge 31, Insurance Trust Fund v. Warner
Chilcott Public Limited Company, et al., C.A. No. 2:13-02014
Electrical Workers 242 and 294 Health & Welfare Fund v. Warner Chilcott Public
Limited Company, et al., C.A. No. 2:13-02862

District of Rhode Island

City of Providence v. Warner Chilcott Public Limited Company, et al.,
C.A. No. 1:13-00307
American Sales Company, LLC v. Warner Chilcott Public Limited Company, et al.,
C.A. No. 1:13-00347

MDL No. 2473 - **IN RE: MONSANTO COMPANY GENETICALLY-ENGINEERED
WHEAT LITIGATION**

Motion of plaintiffs Center for Food Safety, et al., to transfer the following actions to the
United States District Court for the Eastern District of Washington:

District of Idaho

Behrend, Behrend & Knittel Farms, et al. v. Monsanto Company, C.A. No. 4:13-00250

District of Kansas

Ernest Barnes v. Monsanto Company, C.A. No. 6:13-01218

District of Oregon

Rudolf Farm, LLC v. Monsanto Company, C.A. No. 2:13-00951

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MDL No. 2473 (Continued)

Eastern District of Washington

Dreger Enterprises, et al. v. Monsanto Company, C.A. No. 2:13-00211
Center for Food Safety, et al. v. Monsanto Company, C.A. No. 2:13-00213

MDL No. 2474 - **IN RE: H&R BLOCK IRS FORM 8863 LITIGATION**

Motion of defendant HRB Tax Group, Inc., to transfer the following actions to the United States District Court for the Western District of Missouri:

Central District of California

Juan Ortega, et al. v. H&R Block, Inc., et al., C.A. No. 2:13-02023

Northern District of California

Maighan O. Perry Dreyling, et al. v. H&R Block, Inc. et al., C.A. No. 3:13-02011
Nicholas Cauthen v. H&R Block, Inc., et al., C.A. No. 3:13-02142

Middle District of Florida

Robert Lefebvre, et al. v. H&R Block, Inc., et al., C.A. No. 8:13-01196

Southern District of Illinois

Ursula Millett, et al. v. H&R Block, Inc., et al., C.A. No. 3:13-00346

Southern District of Indiana

Lisa Marie Waugh v. H&R Block, Inc., et al., C.A. No. 1:13-00705

Western District of Kentucky

Mark Wilkerson, et al. v. H&R Block, Inc., et al., C.A. No. 4:13-00029

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MDL No. 2474 (Continued)

Western District of Louisiana

Justin Ramsey, et al. v. H&R Block, Inc., et al., C.A. No. 3:13-00878

Eastern District of Michigan

Arthur Green, et al. v. H&R Block, Inc., et al., C.A. No. 4:13-11206

Western District of Michigan

Jessica Scruggs, et al. v. H&R Block, Inc., et al., C.A. No. 1:13-00326

Western District of Missouri

Kirsten Bullock v. HRB Tax Group, Inc., C.A. No. 4:13-00422

District of New Jersey

Danielle Pooley v. H&R Block, Inc., et al., C.A. No. 1:13-01549

Middle District of Pennsylvania

Cameron Cox, et al. v. H&R Block, Inc., et al., C.A. No. 3:13-01101

MDL No. 2475 - IN RE: NORTH SEA BRENT CRUDE OIL FUTURES LITIGATION

Motion of plaintiff Prime International Trading, Ltd., to transfer the following actions to the United States District Court for the Southern District of New York:

Middle District of Louisiana

David Harter v. BP PLC, et al., C.A. No. 3:13-00337

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MDL No. 2475 (Continued)

Southern District of New York

Prime International Trading, Ltd. v. BP PLC et al., C.A. No. 1:13-03473
Michael Sevy v. BP PLC, et al., C.A. No. 1:13-03587
Gregory Smith v. BP PLC et al., C.A. No. 1:13-03944
Patricia Benvenuto v. BP PLC, et al., C.A. No. 1:13-04142
White Oaks Fund LP v. BP PLC et al., C.A. No. 1:13-04553

MDL No. 2476 - **IN RE: CREDIT DEFAULT SWAPS ANTITRUST LITIGATION**

Motion of plaintiff Sheet Metal Workers Local No. 33 Cleveland District Pension Plan to transfer the following actions to the United States District Court for the Northern District of Illinois:

Northern District of Illinois

Sheet Metal Workers Local No. 33 Cleveland District Pension Plan v. Bank of America Corporation, et al., C.A. No. 1:13-03357
Unipension Fondsmæglerselskab A/S, et al. v. Bank of America Corporation, et al., C.A. No. 1:13-04979

Southern District of New York

Value Recovery Fund LLC v. JPMorgan Chase & Co., et al., C.A. No. 1:13-04928

MDL No. 2477 - **IN RE: ELECTROLUX DRYER PRODUCTS LIABILITY LITIGATION**

Motion of plaintiff American Family Mutual Insurance Company to transfer the following actions to the United States District Court for the Northern District of Illinois:

Northern District of Alabama

Farmers Insurance Exchange v. Electrolux Home Products, Inc., C.A. No. 2:12-01993
Fire Insurance Exchange v. Electrolux Home Products, Inc., C.A. No. 7:12-01992

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MDL No. 2477 (Continued)

Eastern District of Arkansas

Tammie Humphrey v. Electrolux Home Products, Inc., C.A. No. 4:12-00157

Central District of California

TOPA Insurance Company v. Electrolux North America Inc., et al., C.A. No. 5:13-01011
Shawn Roberts, et al. v. Electrolux Home Products, Inc., C.A. No. 8:12-01644

Southern District of California

American National Property and Casualty Company v. Electrolux Home Products, Inc.,
C.A. No. 3:11-01340

Northern District of Florida

Tower Hill Prime Insurance Co. v. Electrolux Home Products, Inc., C.A. No. 5:12-00095

Northern District of Georgia

Mohammad Abu-Abed v. Electrolux Home Products, Inc., C.A. No. 1:12-00571

Central District of Illinois

Badger Mutual Insurance Company v. Electrolux North America, Inc.,
C.A. No. 1:13-01207

Northern District of Illinois

Allstate Insurance Company v. Electrolux Home Products, Inc., C.A. No. 1:09-06379
State Farm Fire and Casualty Company, et al. v. Electrolux Home Products, Inc.,
C.A. No. 1:11-08946
The Travelers Property Casualty Insurance Company v. Electrolux Home Products, Inc.,
C.A. No. 1:12-02386
American Family Mutual Insurance Company v. Electrolux Home Products, Inc.,
C.A. No. 1:12-09309

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MDL No. 2477 (Continued)

Northern District of Illinois (Continued)

Thomas White v. Electrolux Home Products, Inc., C.A. No. 1:13-01617
Member Select Insurance Company v. Electrolux North America, Inc.
C.A. No. 1:13-03665
Member Select Insurance Company v. Electrolux Home Products, Inc., et al.,
C.A. No. 1:13-04097

Northern District of Indiana

Homesite Insurance Company of The Midwest v. Electrolux Home Products, Inc, et al.,
C.A. No. 1:11-00042
Indiana Farm Bureau Insurance Company v. Electrolux Home Products, Inc.,
C.A. No. 1:13-00028
Justin Alexander v. Electrolux Home Products, Inc., C.A. No. 2:12-00047
State Farm Fire & Casualty Company v. Electrolux Home Products, Inc.,
C.A. No. 3:08-00436

Southern District of Indiana

Allstate Insurance Company v. Electrolux Home Products, Inc., C.A. No. 1:11-01616
Indiana Farm Bureau Insurance Company v. Electrolux Home Products, Inc.,
C.A. No. 1:13-00174

Western District of Kentucky

Kentucky Farm Bureau Mutual Insurance Company v. Electrolux Home Products, Inc.,
C.A. No. 3:12-00732

Western District of Louisiana

State Farm Fire & Casualty Insurance Co. v. Electrolux Home Products, Inc.,
C.A. No. 2:12-02702

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MDL No. 2477 (Continued)

Eastern District of Michigan

Citizens Insurance Company of America v. Electrolux Home Products, Inc.,
C.A. No. 2:12-13799

District of New Hampshire

Bernard K., et al., v. Electrolux Home Products, Inc., C.A. No. 1:12-00195

District of New Jersey

New Jersey Manufacturers Insurance Group/ASO Linda Ann Pawlowski v. Electrolux,
Inc., C.A. No. 2:10-01952

New Jersey Manufacturers Insurance Group v. Electrolux Home Products, Inc.,
C.A. No. 3:12-01966

New Jersey Manufacturers Insurance Company, et al. v. Electrolux Home Products,
Inc., C.A. No. 3:12-02815

Eastern District of New York

Automobile Insurance Company of Hartford, Connecticut v. Electrolux Home Products,
Inc., C.A. No. 1:08-03237

The Charter Oak Fire Insurance Company, et al. v. Electrolux Home Products, Inc.,
C.A. No. 1:11-05936

Travco Insurance Company, et al. v. Electrolux Home Products, Inc.,
C.A. No. 1:12-02475

Metropolitan Property & Casualty Insurance Company v. Electrolux Home Products,
Inc., C.A. No. 1:12-05065

The Charter Oak Fire Insurance Company v. Electrolux Home Products, Inc.,
C.A. No. 2:10-01351

State Farm Fire & Casualty Company v. Electrolux Home Products, Inc.,
C.A. No. 2:10-03901

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MDL No. 2477 (Continued)

Northern District of New York

Broome Co-Operative Insurance Company v. Electrolux North America, Inc.,
C.A. No. 6:13-00132

Southern District of New York

Oleg Cassini, Inc. v. Electrolux Home Products, Inc., C.A. No. 1:11-01237

Northern District of Ohio

Allstate Insurance Co. v. Electrolux Home Products, Inc., C.A. No. 1:12-02729
Allstate Insurance Company v. Electrolux Home Products, Inc., et al.,
C.A. No. 1:13-00345
American Family Mutual Insurance Company v. Electrolux Home Products, Inc.,
C.A. No. 3:12-03000

Southern District of Ohio

State Automobile Mutual Insurance Company v. Electrolux Home Products, Inc.,
C.A. No. 1:12-00843

Eastern District of Pennsylvania

State Farm Fire & Casualty Insurance Company v. Electrolux North America, Inc.,
et al., C.A. No. 2:12-06957
Christopher Monastero, et al. v. Electrolux Home Products, Inc., C.A. No. 2:13-02458
State Farm Fire & Casualty Company v. Electrolux Home Products, Inc.,
C.A. No. 2:13-02562

Western District of Wisconsin

American Family Mutual Insurance Company, et al. v. Electrolux Home Products, Inc.,
C.A. No. 3:11-00678

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Philadelphia, Pennsylvania

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**MDL No. 2478 - IN RE: CONVERGENT TELEPHONE CONSUMER PROTECTION
ACT LITIGATION**

Motion of defendant Convergent Outsourcing, Inc., to transfer the following actions to the
United States District Court for the District of Connecticut:

District of Arizona

Cherie Laursen v. Convergent Outsourcing, Inc., C.A. No. 2:13-01199

Eastern District of California

Demetrius Orozco v. Convergent Outsourcing, Inc., C.A. No. 2:13-00785

District of Connecticut

Victoria Rutigliano, et al. v. Convergent Outsourcing, Inc., C.A. No. 3:12-01532

Northern District of Illinois

Cindy Vazquez v. Convergent Outsourcing, Inc., C.A. No. 1:13-00968

District of Maryland

Yvonne Carrington v. Convergent Outsourcing, Inc., C.A. No. 8:13-01689

Middle District of Pennsylvania

Michael Prukala v. Convergent Resources Holdings, LLC, C.A. No. 3:13-01915

Western District of Washington

Jack Permison v. Comcast Holdings Corporation, et al., C.A. No. 3:12-05714

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**MDL No. 2479 - IN RE: UBS FINANCIAL SERVICES INC. EMPLOYEE RETIREMENT
INCOME SECURITY ACT (ERISA) LITIGATION**

Motion of defendant UBS Financial Services Inc. to transfer the following actions to the
United States District Court for the Eastern District of Texas:

Northern District of California

Charles Mok v. UBS Financial Services, Inc., C.A. No. 5:13-02022

Eastern District of Texas

Mark T. Eddingston, et al. v. UBS Financial Services, Inc., C.A. No. 2:12-00422
Bill Hendricks, et al. v. UBS Financial Services, Inc., C.A. No. 2:12-00606

MDL No. 2480 - IN RE: DIGIMEDIA HOLDINGS GROUP, LLC, PATENT LITIGATION

Motion of defendants Access.1 Communications Corporation and NM Licensing LLC
to transfer the following actions to the United States District Court for the District of Delaware:

District of Delaware

Mission Abstract Data LLC v. Beasley Broadcast Group Inc., et al., C.A. No. 1:11-00176

Eastern District of Texas

DigiMedia Holdings Group, LLC v. Access.1 Communications Corp.,
C.A. No. 2:13-00131
DigiMedia Holdings Group, LLC v. Hunt County Radio LLC, C.A. No. 2:13-00132
DigiMedia Holdings Group, LLC v. NM Licensing LLC, C.A. No. 2:13-00133
DigiMedia Holdings Group, LLC v. Tomlinson-Leis Communications LP,
C.A. No. 2:13-00134

Schedule of Matters for Hearing Session, Section B
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SECTION B
MATTERS DESIGNATED FOR CONSIDERATION WITHOUT ORAL ARGUMENT

**MDL No. 1358 - IN RE: METHYL TERTIARY BUTYL ETHER ("MTBE") PRODUCTS
LIABILITY LITIGATION**

Opposition of defendants Exxon Mobil Corporation, et al., to transfer of the following actions to the United States District Court for the Southern District of New York:

Northern District of Iowa

City of Manning v. Ashland Inc., et al., C.A. No. 3:13-03033

District of Massachusetts

Town of Brewster, et al. v. Atlantic Richfield Company, et al., C.A. No. 1:13-11695

Eastern District of Missouri

City of Portageville v. Ashland, Inc., et al., C.A. No. 1:13-00091

District of Vermont

Town of Hinesburg v. Atlantic Richfield Company, et al., C.A. No. 2:13-00198

**MDL No. 1720 - IN RE: PAYMENT CARD INTERCHANGE FEE AND MERCHANT
DISCOUNT ANTITRUST LITIGATION**

Oppositions of plaintiffs Target Corporation, et al., and 7-Eleven, Inc., et al., to transfer of their respective following actions to the United States District Court for the Eastern District of New York:

Southern District of New York

Target Corporation, et al. v. Visa Inc., et al., C.A. No. 1:13-03477
7-Eleven, Inc., et al. v. Visa Inc., et al., C.A. No. 1:13-04442

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**MDL No. 1871 - IN RE: AVANDIA MARKETING, SALES PRACTICES AND
PRODUCTS LIABILITY LITIGATION**

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

Central District of California

John Syrek, et al. v. SmithKline Beecham Corporation, C.A. No. 8:13-00987

Northern District of California

Alyssa Anderson, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03042
Bessie Buckley, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03043
Carlie Spiers, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03046
Renetta Barnes, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03047
Jo-Mar Adkins, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03048
Paula Ackerman, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03049
Tauheedah Aleem, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03051
Raymond E. Esche, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03062
Donna Allen, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03063
Margaret Arvizu, et al. v. McKesson Corporation, C.A. No. 3:13-03064
Osey Joshlin, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03065
Deadra Catlett, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03067
Charles Allender, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03068
Audie Dadus, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03069
Mike Albayrak, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03095
Sylvia J. Summa, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03097
Ronald Travis, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03099
Henry Adams, et al. v. McKesson Corporation et al., C.A. No. 3:13-03102
Mary Anderson, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03104
Vanessa Allen, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03110
Janice Aud, et al. v. GlaxoSmithKline LLC, et al., C.A. No. 3:13-03111
Loretta Alvarez v. McKesson Corporation, et al., C.A. No. 3:13-03112
Brenda Armstrong v. McKesson Corporation, et al., C.A. No. 3:13-03113
Wilma Hargrove, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03114
Melissa Poff, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03115
Maxio Alvarez, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03116
Rosalynn Alaimalo v. McKesson Corporation, et al., C.A. No. 3:13-03146
Steven Brock v. McKesson Corporation, et al., C.A. No. 3:13-03149

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MDL No. 1871 (Continued)

Northern District of California (Continued)

Santiago Flores, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03153
Bobby Butler, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03154
Shukry Messih, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03155
Connie Eman, et al. vs McKesson Corporation, et al., C.A. No. 3:13-03157
Esther Ortiz, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03159
Oscar Torres v. McKesson Corporation. et al., C.A. No. 3:13-03160
Eugene Parks, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03162
Marie Lueck, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03167
Linda Dudley, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03168
Gil Hermosillo, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03169
Dorothy Jones, et al. v. McKesson Corporation, et al., C.A. No. 3:13-03170
Ronald Fortune, et al. v. GlaxoSmithKline LLC., et al., C.A. No. 3:13-03172
Latresha Harrison, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03045
James Fields, et al. v. McKesson Corporation, C.A. No. 4:13-03050
Melissa Ball, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03053
Vickie Aaron, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03054
Willie Allen, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03066
Carlos Tarango, et al. v. SmithKline Beecham Corporation, et al., C.A. No. 4:13-03070
Samona Myers, et al. v. McKesson Corporation, C.A. No. 4:13-03096
Frank Pandolfo, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03100
Eva Lamb, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03101
Clarissa August, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03103
Elizabeth Pacheco, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03107
JoAnne West, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03109
Margarita Cruz, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03150
Patricia Boreni, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03152
Johnnie Johnson v. McKesson Corporation, et al., C.A. No. 4:13-03158
Yaqub Yaqub, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03161
Manuel Zavala, Jr., et al. v. McKesson Corporation, et al., C.A. No. 4:13-03163
Sylvia Muniz, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03171
Marvin Ashley, et al. v. McKesson Corporation, et al., C.A. No. 4:13-03173

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MDL No. 1871 (Continued)

Southern District of Illinois

Charles Reeves, et al. v. SmithKline Beecham Corporation, C.A. No. 3:13-00675
Robert Sullivan, Jr., et al. v. SmithKline Beecham Corporation, C.A. No. 3:13-00676
Richard Jamison, et al. v. SmithKline Beecham Corporation, C.A. No. 3:13-00677
Adell Font, et al. v. SmithKline Beecham Corporation, C.A. No. 3:13-00678
Terence Williams, et al. v. SmithKline Beecham Corporation, C.A. No. 3:13-00680
Ronald Mekal, et al. v. SmithKline Beecham Corporation, C.A. No. 3:13-00683
George Ira Carroll, et al. v. SmithKline Beecham Corporation, C.A. No. 3:13-00685

MDL No. 1964 - **IN RE: NUVARING PRODUCTS LIABILITY LITIGATION**

Oppositions of plaintiffs Desirae Buyak, et al., and Talaya Clarke, et al., to transfer of their respective following actions to the United States District Court for the Eastern District of Missouri:

Northern District of California

Desirae Buyak, et al. v. Organon USA Inc., et al., C.A. No. 3:13-03128
Talaya Clarke, et al. v. Organon USA, Inc., et al., C.A. No. 4:13-02290

MDL No. 2100 - **IN RE: YASMIN AND YAZ (DROSPIRENONE) MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiffs Maryam T. Bennett, et al., to transfer of the following action to the United States District Court for the Southern District of Illinois:

Northern District of Georgia

Maryam T. Bennett, et al. v. Bayer Healthcare Pharmaceuticals Inc., et al.,
C.A. No. 2:13-00112

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**MDL No. 2158 - IN RE: ZIMMER DUROM HIP CUP PRODUCTS LIABILITY
LITIGATION**

Opposition of plaintiffs Ronald J. Farabaugh, et al., to transfer of the following action to the United States District Court for the District of New Jersey:

Southern District of Ohio

Ronald J. Farabaugh, et al. v. Zimmer Holdings Inc., et al., C.A. No. 2:13-00685

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

Oppositions of plaintiffs Andrew J. Ditch; Naussera Zadeh; Bama Sea Products, Inc.; JBS Packing Company, et al.; Nyoka Curtis, et al.; Peggy Kemp, Individually and in her Capacity as the Surviving Natural Mother of Roy Wyatt Kemp, Deceased; Stephen Stone, et al.; and Linda Trang Tran, et al., to transfer of their respective following actions to the United States District Court for the Eastern District of Louisiana:

Middle District of Florida

Andrew J. Ditch v. Kenneth R. Feinberg, et al., C.A. No. 2:13-00531
Naussera Zadeh v. Kenneth R. Feinberg, et al., Bky. Advy. No. 8:12-00771
Bama Sea Products, Inc. v. BP Exploration & Production, Inc., et al.,
C.A. No. 8:13-01464

Eastern District of Texas

JBS Packing Company, et al. v. BP Exploration & Production Inc., et al.,
C.A. No. 1:13-00435

Southern District of Texas

Nyoka Curtis, et al. v. BP America Production Company, C.A. No. 4:13-01533
Peggy Kemp, Individually and in her Capacity as the Surviving Natural Mother of Roy
Wyatt Kemp, Deceased v. BP America Production Company, C.A. No. 4:13-01535
Stephen Stone, et al. v. BP Exploration & Production, Inc., et al., C.A. No. 4:13-01671
Linda Trang Tran, et al. v. BP Exploration and Production, Inc., et al.,
C.A. No. 4:13-01785

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**MDL No. 2187 - IN RE: C.R. BARD, INC., PELVIC REPAIR SYSTEM PRODUCTS
LIABILITY LITIGATION**

Opposition of defendant W.L Gore & Associates, Inc., to transfer of the following action to the United States District Court for the Southern District of West Virginia:

District of Arizona

Helen L. Tirmenstein v. W.L. Gore & Associates Inc., et al., C.A. No. 3:13-08179

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

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

District of Massachusetts

Gerald G. Goodwin, et al. v. DJD Medical, Inc., et al., C.A. No. 1:13-11538

**MDL No. 2218 - IN RE: CAMP LEJEUNE, NORTH CAROLINA, WATER
CONTAMINATION LITIGATION**

Opposition of plaintiff Geoffery D. Johnston to transfer of the following action to the United States District Court for the Northern District of Georgia:

Southern District of West Virginia

Geoffery D. Johnston v. Administrator of the Environmental Protection Agency, et al.,
C.A. No. 3:13-10995

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

Opposition of plaintiff Karen S. Ricigliano to transfer of the following action to the
United States District Court for the Northern District of Texas:

Northern District of California

Karen S. Ricigliano v. DePuy Orthopaedics Inc., et al., C.A. No. 5:13-02451

**MDL No. 2262 - IN RE: LIBOR-BASED FINANCIAL INSTRUMENTS ANTITRUST
LITIGATION**

Opposition of plaintiffs Charles Schwab Corporation, et al., to transfer of the following
action to the United States District Court for the Southern District of New York:

Northern District of California

Charles Schwab Corporation, et al. v. Bank of America Corporation, et al.,
C.A. No. 4:13-02244

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

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

Middle District of Pennsylvania

Tammy Granite v. Zimmer, Inc., et al., C.A. No. 4:13-01582

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**MDL No. 2295 - IN RE: PORTFOLIO RECOVERY ASSOCIATES, LLC, TELEPHONE
CONSUMER PROTECTION ACT LITIGATION**

Opposition of plaintiff Lee Arthur Momient to transfer of the following action to the
United States District Court for the Southern District of California:

Northern District of Illinois

Lee Arthur Momient v. Portfolio Recovery Associates LLC, C.A. No. 1:13-04648

**MDL No. 2325 - IN RE: AMERICAN MEDICAL SYSTEMS, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

Oppositions of plaintiffs Kelly Pecoraro, et al., and Clemencia Lopez, et al., to transfer
of their respective following actions to the United States District Court for the Southern District
of West Virginia:

Central District of California

Kelly Pecoraro, et al. v. Frances Sanghei-Kim Lineback, et al., C.A. No. 5:13-00987

Northern District of California

Clemencia Lopez, et al. v. Pfeffer, et al., C.A. No. 3:13-03341

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

Oppositions of plaintiffs Dana Bergeron and Sharon Jennings-Welch, et al., and
defendants Donald Long, M.D., and Donald Long, M.D., P.A., to transfer of their respective
following actions to the United States District Court for the Southern District of West
Virginia:

Eastern District of Texas

Dana Bergeron v. Donald Long, M.D., et al., C.A. No. 1:13-00429

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MDL No. 2326 (Continued)

Eastern District of Wisconsin

Sharon Jennings-Welch, et al. v. Wisconsin Injured Patients and Families Compensation
Fund, et al., C.A. No. 2:13-00644

MDL No. 2327 - **IN RE: ETHICON, INC., PELVIC REPAIR SYSTEM PRODUCTS
LIABILITY LITIGATION**

Oppositions of plaintiffs Dana Lemay, et al.; Bridgette Marie Fitzgerald, et al.; Alicia
Malcolm; Patricia L. Hammons; Gail Musewicz, et al.; Maria D. Delacruz, et al.; and Juanita
Ramirez, et al., and defendants Our Lady of Lourdes Hospital at Pasco and LifeCell Corporation
to transfer of their respective following actions to the United States District Court for the Southern
District of West Virginia:

District of Connecticut

Dana Lemay, et al. v. Johnson & Johnson, et al., C.A. No. 3:13-00926

Eastern District of Missouri

Bridgette Marie Fitzgerald, et al. v. Johnson & Johnson, et al., C.A. No. 4:13-01118

Western District of Missouri

Alicia Malcolm v. Ethicon, Inc., et al., C.A. No. 3:13-05083

Eastern District of Pennsylvania

Patricia L. Hammons v. Ethicon, Inc., et al., C.A. No. 2:13-04086
Gail Musewicz, et al. v. Ethicon, Inc., et al., C.A. No. 2:13-04087
Maria D. Delacruz, et al. v. Ethicon, Inc., et al., C.A. No. 2:13-04088

Northern District of Texas

Delinda Gay v. LifeCell Corporation, C.A. No. 3:13-02639

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MDL No. 2327 (Continued)

Western District of Washington

Juanita Ramirez, et al. v. Our Lady of Lourdes Hospital at Pasco, et al.,
C.A. No. 2:13-01108

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

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

District of Maryland

Alex M. Kruger, et al. v. MI Windows and Doors, Inc., C.A. No. 1:13-01325

Eastern District of Pennsylvania

Kerry Dewitt v. MI Windows and Doors, Inc., C.A. No. 2:13-03052

MDL No. 2342 - **IN RE: ZOLOFT (SERTRALINE HYDROCHLORIDE) PRODUCTS
LIABILITY LITIGATION**

Opposition of plaintiffs A.D., et al., to transfer of the following action to the United States
District Court for the Eastern District of Pennsylvania:

Northern District of California

A.D., et al. v. Pfizer, Inc., et al., C.A. No. 3:13-02466

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**MDL No. 2384 - IN RE: SWISHER HYGIENE, INC., SECURITIES AND DERIVATIVE
LITIGATION**

Opposition of plaintiffs Glen Miller, et al., to transfer of the following action to the
United States District Court for the Western District of North Carolina:

Southern District of Florida

Glen Miller, et al. v. Swisher Hygiene Inc., et al., C.A. No. 0:13-61292

**MDL No. 2418 - IN RE: PLAVIX MARKETING, SALES PRACTICES AND PRODUCTS
LIABILITY LITIGATION (NO. II)**

Oppositions of plaintiffs Larry J. Douglas, et al.; Howard Jones, et al.; and Jim Hood to
transfer of their respective following actions to the United States District Court for the District of
New Jersey:

Northern District of California

Larry J. Douglas, et al. v. Bristol-Myers Squibb Company, C.A. No. 4:13-02331
Howard Jones, et al. v. Bristol-Myers Squibb Company, et al., C.A. No. 4:13-02415

Northern District of Mississippi

Jim Hood v. Bristol-Myers Squibb Company, et al., C.A. No. 1:12-00179

**MDL No. 2428 - IN RE: FRESENIUS GRANUFLO/NATURALYTE DIALYSATE
PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiffs Dawn Casian, et al., to transfer of the following action to the
United States District Court for the District of Massachusetts:

Central District of California

Dawn Casian, et al. v. Fresenius USA, Inc., et al., C.A. No. 2:13-04079

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MDL No. 2434 - IN RE: MIRENA IUD PRODUCTS LIABILITY LITIGATION

Oppositions of defendants Bayer HealthCare Pharmaceuticals, Inc.; Bayer Pharmaceuticals Corporation; Berlex Laboratories, Inc.; and Berlex, Inc., to transfer of the following actions to the United States District Court for the Southern District of New York:

Eastern District of Louisiana

Latoya Barnes Thompson, et al. v. Bayer Healthcare Pharmaceuticals, Inc.,
C.A. No. 2:13-03702

Eastern District of Missouri

Maria Oropeza v. Bayer Pharmaceuticals Corporation, et al., C.A. No. 4:13-01017

**MDL No. 2441 - IN RE: STRYKER REJUVENATE AND ABG II HIP IMPLANT
PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiff Anne-Lise Gercke to transfer of the following action to the United States District Court for the District of Minnesota:

Southern District of Florida

Anne-Lise Gercke v. Howmedica Osteonics Corp., et al., C.A. No. 9:13-80615

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.