

**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: **January 28, 2016**

LOCATION OF HEARING SESSION: United States Courthouse and  
Federal Building  
Courtroom 5D, 5th Floor  
2110 First Street  
Fort Myers, Florida 33901

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) need not attend 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 **January 11, 2016**. The procedures governing Panel oral argument (Panel Rule 11.1) are attached. The Panel strictly adheres to these procedures.

FOR THE PANEL:



Jeffery N. Lüthi  
Clerk of the Panel

cc: Clerk, United States District for the Middle District of Florida

**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 January 28, 2016, the Panel will convene a hearing session in Fort Myers, Florida, 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



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Sarah S. Vance  
Chair

Marjorie O. Rendell  
Lewis A. Kaplan  
R. David Proctor

Charles R. Breyer  
Ellen Segal Huvelle  
Catherine D. Perry

SCHEDULE OF MATTERS FOR HEARING SESSION  
January 28, 2016 -- Fort Myers, Florida

**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. 2677 – **IN RE: DAILY FANTASY SPORTS MARKETING AND SALES  
PRACTICES LITIGATION**

Motion, as amended, of plaintiff David White to transfer the following actions to the United States District Court for the Southern District of New York:

Central District of California

SPIEGEL, ET AL. v. DRAFTKINGS, INC., ET AL., C.A. No. 2:15-08142  
MARTIN v. DRAFTKINGS, INC., ET AL., C.A. No. 5:15-02167

Southern District of Florida

GOMEZ, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 1:15-23858  
COOPER v. DRAFTKINGS, INC., ET AL., C.A. No. 1:15-23870

Southern District of Illinois

GUARINO v. DRAFTKINGS, INC., ET AL., C.A. No. 3:15-01123

Eastern District of Louisiana

GENCHANOK v. FANDUEL, INC., ET AL., C.A. No. 2:15-05127

District of Massachusetts

HAROLDSON, ET AL. v. DRAFTKINGS INC., C.A. No. 1:15-13581  
BELTON v. DRAFTKINGS, INC., ET AL., C.A. No. 1:15-13602

Southern District of New York

JOHNSON, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 1:15-07963  
WEAVER, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 1:15-08110  
WHITE v. DRAFTKINGS, INC., ET AL., C.A. No. 1:15-08123  
BROWN v. DRAFTKINGS, INC., C.A. No. 1:15-08165  
MCDAID, ET AL. v. DRAFTKINGS, INC., ET AL., C.A. No. 1:15-08181  
BELTON v. FANDUEL, INC., ET AL., C.A. No. 1:15-08234

MDL No. 2678 – **IN RE: DRAFTKINGS, INC., FANTASY SPORTS LITIGATION**

Motion of plaintiff Aissa Khirani to transfer the following actions to the United States District Court for the Southern District of New York and motion of plaintiffs Antonio Gomez, et al., to transfer the following actions to the United States District Court for the Southern District of Florida or, in the alternative, to the United States District Court for the Southern District of New York:

Southern District of Florida

GOMEZ, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 1:15-23858  
COOPER v. DRAFTKINGS, INC., ET AL., C.A. No. 1:15-23870

Southern District of Illinois

GUARINO v. DRAFTKINGS, INC., ET AL., C.A. No. 3:15-01123

Eastern District of Louisiana

GENCHANOK v. FANDUEL, INC., ET AL., C.A. No. 2:15-05127

District of Massachusetts

WICKSMAN v. DRAFTKINGS, INC., C.A. No. 1:15-13559

Southern District of New York

JOHNSON, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 1:15-07963  
WEAVER, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 1:15-08110  
KHRANI v. FANDUEL, INC., C.A. No. 1:15-08119  
WHITE v. DRAFTKINGS, INC., ET AL., C.A. No. 1:15-08123  
BROWN v. DRAFTKINGS, INC., C.A. No. 1:15-08165  
MCDAID, ET AL. v. DRAFTKINGS, INC., ET AL., C.A. No. 1:15-08181  
KHRANI v. DRAFTKINGS, INC., C.A. No. 1:15-08193

MDL No. 2679 – **IN RE: FANDUEL, INC., FANTASY SPORTS LITIGATION**

Motion of plaintiff Aissa Khirani to transfer the following actions to the United States District Court for the Southern District of New York:

Southern District of Florida

GOMEZ, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 1:15-23858

Southern District of Illinois

GUARINO v. DRAFTKINGS, INC., ET AL., C.A. No. 3:15-01123

Eastern District of Louisiana

GENCHANOK v. FANDUEL, INC., ET AL., C.A. No. 2:15-05127

Southern District of New York

JOHNSON, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 1:15-07963

WEAVER, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 1:15-08110

KHIRANI v. FANDUEL, INC., C.A. No. 1:15-08119

WHITE v. DRAFTKINGS, INC., ET AL., C.A. No. 1:15-08123

MCDALD, ET AL. v. DRAFTKINGS, INC., ET AL., C.A. No. 1:15-08181

**MDL No. 2680 – IN RE: TESCO PLC SECURITIES LITIGATION**

Motion of defendant Tesco PLC to transfer the following actions to the United States District Court for the Southern District of New York:

Southern District of New York

IN RE TESCO PLC SECURITIES LITIGATION, C.A. No. 1:14-08495

BUGGS v. TESCO PLC, ET AL., C.A. No. 1:14-08696

SUNRISE SQUARE CAPITAL, LP v. TESCO PLC, ET AL., C.A. No. 1:14-09378

CHESTER COUNTY EMPLOYEES RETIREMENT FUND v. TESCO PLC, ET AL.,  
C.A. No. 1:14-09757

DAVIDSON v. TESCO PLC, ET AL., C.A. No. 1:14-09927

ALSAR LTD. PARTNERSHIP v. TESCO PLC, ET AL., C.A. No. 1:14-10020

Southern District of Ohio

WESTERN & SOUTHERN LIFE INSURANCE COMPANY, ET AL. v. TESCO  
PLC, C.A. No. 1:15-00658

**MDL No. 2681 – IN RE: WELLS FARGO INSPECTION FEE LITIGATION**

Motion of plaintiff Kenneth M. Njema to transfer the following actions to the United States District Court for the Southern District of Iowa:

Southern District of Iowa

HUYER, ET AL. v. WELLS FARGO & CO., ET AL., C.A. No. 4:08-00507

District of Minnesota

NJEMA v. WELLS FARGO BANK, N.A., C.A. No. 0:13-00519

MDL No. 2682 – **IN RE: SHUNTAY BROWN, ET AL., CIVIL RIGHTS LITIGATION**

Motion of plaintiff Shuntay A. Brown to transfer the following actions to the United States District Court for the Southern District of New York:

Eastern District of New York

STEVENS, ET AL. v. CITY OF NEW YORK, ET AL., C.A. No. 1:15-06558

Southern District of New York

BROWN v. CITY OF NEW YORK, ET AL., C.A. No. 1:15-09113

MDL No. 2683 – **IN RE: PORSCHE "CLEAN DIESEL" MARKETING,  
SALES PRACTICES, AND PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs Harry Brown, Jr.; Gary Vigran; and Ross Vigran to transfer the following actions to the United States District Court for the Northern District of Georgia:

Northern District of Georgia

BROWN v. PORSCHE CARS NORTH AMERICA, INC., ET AL.,  
C.A. No. 1:15-03867

VIGRAN v. PORSCHE CARS NORTH AMERICA, INC., ET AL.,  
C.A. No. 1:15-04089

VIGRAN v. PORSCHE CARS NORTH AMERICA, INC., ET AL.,  
C.A. No. 1:15-04126

Eastern District of Louisiana

ESNEAULT v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:15-05801

MDL No. 2684 – **IN RE: CREDIT UNION CHECKING ACCOUNT OVERDRAFT  
LITIGATION**

Motion of plaintiff Martha Towner to transfer the following actions to the United States District Court for the Southern District of Illinois:

Eastern District of California

MORALEZ v. KERN SCHOOLS FEDERAL CREDIT UNION, C.A. No. 1:15-01444  
THOMAS-ORTEGA v. MERIWEST CREDIT UNION, C.A. No. 2:15-02215

District of District of Columbia

CHAMBERS v. NASA FEDERAL CREDIT UNION, C.A. No. 1:15-02013

Middle District of Florida

FRY v. MIDFLORIDA CREDIT UNION, C.A. No. 8:15-02743

Southern District of Illinois

TOWNER v. 1ST MIDAMERICA CREDIT UNION, ET AL., C.A. No. 3:15-01162

District of Maryland

KETNER v. STATE EMPLOYEES CREDIT UNION OF MARYLAND, INC.,  
C.A. No. 1:15-03594

Western District of Michigan

PINKSTON-POLING v. ADVIA CREDIT UNION, C.A. No. 1:15-01208

Western District of Missouri

BOWENS v. MAZUMA FEDERAL CREDIT UNION, ET AL.,  
C.A. No. 4:15-00758

District of Nevada

GUNTER v. UNITED FEDERAL CREDIT UNION, ET AL., C.A. No. 3:15-00483

Eastern District of New York

MCDERMOTT v. BETHPAGE FEDERAL CREDIT UNION, ET AL.,  
C.A. No. 2:15-05922

Western District of Washington

WODJA v. WASHINGTON STATE EMPLOYEES CREDIT UNION, ET AL.,  
C.A. No. 3:15-05693

MDL No. 2686 – **IN RE: UBER TECHNOLOGIES, INC., WAGE AND HOUR  
EMPLOYMENT PRACTICES LITIGATION**

Motion of plaintiffs Olasapo Ogunmokun, et al., to transfer the following actions to the  
United States District Court for the Western District of Texas:

District of Arizona

SENA v. UBER TECHNOLOGIES INCORPORATED, ET AL., C.A. No. 2:15-02418

Northern District of California

O'CONNOR, ET AL. v. UBER TECHNOLOGIES, INC., ET AL., C.A. No. 3:13-03826

District of Maryland

VARON v. UBER TECHNOLOGIES, INC., ET AL., C.A. No. 1:15-03650

Eastern District of New York

OGUNMOKUN, ET AL. v. UBER TECHNOLOGIES, INC., ET AL.,  
C.A. No. 1:15-06143

Eastern District of Pennsylvania

DINOFA v. UBER TECHNOLOGIES, INC., ET AL., C.A. No. 2:15-06121

Western District of Texas

MICHELETTI v. UBER TECHNOLOGIES, INC., ET AL., C.A. No. 5:15-01001

Western District of Washington

FISHER v. UBER TECHNOLOGIES, INC., ET AL., C.A. No. 2:15-01787

MDL No. 2687 – **IN RE: LIQUID ALUMINUM SULFATE ANTITRUST LITIGATION**

Motion of plaintiff City of Rochester, Minnesota, to transfer the following actions to the United States District Court for the District of Minnesota and motion of plaintiff Chester Water Authority to transfer the following actions to the United States District Court for the District of New Jersey:

District of Minnesota

CITY OF ROCHESTER, MINNESOTA v. HAWKINS, INC., ET AL.,  
C.A. No. 0:15-04266  
METROPOLITAN COUNCIL v. HAWKINS, INC., ET AL., C.A. No. 0:15-04303

District of New Jersey

CENTRAL ARKANSAS WATER v. REICHL, ET AL., C.A. No. 2:15-07827  
DETROIT WATER AND SEWERAGE DEPARTMENT v. REICHL, ET AL.,  
C.A. No. 2:15-07896  
CHESTER WATER AUTHORITY v. REICHL, ET AL., C.A. No. 2:15-07928  
CITY AND COUNTY OF DENVER v. GENERAL CHEMICAL PERFORMANCE  
PRODUCTS, LLC, ET AL., C.A. No. 2:15-07996  
CITY OF WINTER PARK v. GENERAL CHEMICAL CORPORATION, ET AL.,  
C.A. No. 2:15-08031  
HAZELTON CITY AUTHORITY v. REICHL, ET AL., C.A. No. 2:15-08056  
THE CITY OF CINCINNATI v. REICHL, ET AL., C.A. No. 2:15-08065  
AMERICAN EAGLE PAPER MILLS, INC. v. REICHL, ET AL., C.A. No. 2:15-08142  
OAKLAND COUNTY, MICHIGAN v. REICHL, ET AL., C.A. No. 2:15-08198  
AMREX CHEMICAL COMPANY, INC. v. REICHL, ET AL., C.A. No. 2:15-08227  
CITY OF GREENSBORO v. REICHL, ET AL., C.A. No. 2:15-08230  
CITY OF NEWARK v. REICHL, ET AL., C.A. No. 2:15-08261  
THE BRICK TOWNSHIP MUNICIPAL UTILITIES AUTHORITY, ET AL. v.  
REICHL, ET AL., C.A. No. 2:15-08273  
THE CITY OF TEXARKANA, ARKANSAS, ET AL. v. REICHL, ET AL.,  
C.A. No. 2:15-08294  
CLARKSVILLE LIGHT & WATER CO. v. GENERAL CHEMICAL  
CORPORATION, ET AL., C.A. No. 2:15-08295

Eastern District of Pennsylvania

ENVIRONMENTAL RESEARCH AND DESIGN, INC., ET AL. v. GENERAL  
CHEMICAL CORPORATION, ET AL., C.A. No. 2:15-06421  
FLAMBEAU RIVER PAPERS, LLC v. REICHL, ET AL., C.A. No. 2:15-06422

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

**MDL No. 1916 – IN RE: CHIQUITA BRANDS INTERNATIONAL, INC., ALIEN TORT  
STATUTE AND SHAREHOLDERS DERIVATIVE LITIGATION**

Opposition of defendant Carla A. Hills to transfer of the following action to the United States District Court for the Southern District of Florida:

District of District of Columbia

DOES v. HILLS, C.A. No. 1:15-01586

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

Opposition of plaintiff Estelle Rivera to transfer of the following action to the United States District Court for the Northern District of Georgia:

Eastern District of North Carolina

RIVERA v. UNITED STATES OF AMERICA, C.A. No. 5:15-00402

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

Opposition of defendants Endo Pharmaceuticals Holdings Inc.; Endo Pharmaceuticals Inc.; Generics International (US Parent), Inc.; Generics International (US), Inc.; Generics Bidco I, LLC; Generics Bidco II, LLC; Vintage Pharmaceuticals, LLC; Xanodyne Pharmaceuticals, Inc.; Teva Pharmaceuticals USA, Inc.; Mallinckrodt Inc.; Covidien Inc.; Watson Pharmaceuticals, Inc.; Brenn Distribution, Inc. f/k/a Propst Distribution, Inc. f/k/a Qualitest Pharmaceuticals, Inc.; Brenn Manufacturing, Inc. f/k/a Vintage Pharmaceuticals, Inc.; Mylan Inc.; Mylan Pharmaceuticals Inc.; McKesson Corporation; Cornerstone Biopharma, Inc.; Cornerstone Biopharma Holdings, LLC f/k/a Cornerstone BioPharma Holdings, Inc.; Aristos Pharmaceuticals, Inc.; AAIPharma, Inc.; AAIPharma, LLC; AAIPharma Development Services, Inc.; and Neosan Pharmaceuticals, Inc., to remand, under 28 U.S.C. § 1407(a), of the following actions to their respective transferor courts:

Eastern District of California

BOWEN, ET AL. v. MCKESSON CORPORATION, ET AL., C.A. No. 1:12-01906  
MITCHELL, ET AL. v. MCKESSON CORPORATION, ET AL., C.A. No. 1:12-01907  
BALTAZAR, ET AL. v. MCKESSON CORPORATION, ET AL., C.A. No. 1:12-01917

Southern District of California

DADOUSH, ET AL. v. MCKESSON CORPORATION, ET AL., C.A. No. 3:12-02815  
GOMEZ, ET AL. v. MCKESSON CORPORATION, ET AL., C.A. No. 3:12-02816  
SAUNDERS, ET AL. v. MCKESSON CORPORATION, ET AL., C.A. No. 3:12-02817  
JASMIN, ET AL. v. MCKESSON CORPORATION, ET AL., C.A. No. 3:12-02820

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

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

District of Massachusetts

NUTILE, ET AL. v. DEPUY ORTHOPAEDICS, INC., C.A. No. 1:15-12996

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

Opposition of defendants Zimmer, Inc.; Zimmer Biomet Holdings, Inc., f/k/a 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:

Central District of California

CASSANO v. ZIMMER, INC., ET AL., C.A. No. 2:15-05430

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

Opposition of defendant Bayer HealthCare Pharmaceuticals, Inc., to transfer of the following action to the United States District Court for the Southern District of New York:

Northern District of Florida

LOISELLE v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:15-00369

MDL No. 2478 – **IN RE: CONVERGENT TELEPHONE CONSUMER PROTECTION ACT (TCPA) LITIGATION**

Opposition of defendant DISH Network L.L.C. to transfer of the following action to the United States District Court for the District of Connecticut:

Middle District of Georgia

COSBY v. CONVERGENT OUTSOURCING, INC., ET AL., C.A. No. 5:15-00369

MDL No. 2502 – **IN RE: LIPITOR (ATORVASTATIN CALCIUM) MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION (NO. II)**

Oppositions of plaintiffs Pamela L. Trees and Carol Bearup, et al., to transfer of their respective following actions to the United States District Court for the District of South Carolina:

Eastern District of Michigan

TREES v. PFIZER, INC., ET AL., C.A. No. 2:15-13993  
BEARUP, ET AL. v. PFIZER, INC., ET AL., C.A. No. 5:15-13995

MDL No. 2543 – **IN RE: GENERAL MOTORS LLC IGNITION SWITCH LITIGATION**

Opposition of plaintiffs John Mullin, et al., to transfer the *Mullin* action to the United States District Court for the Southern District of New York and motion of defendant General Motors LLC to transfer the *Hopkins* action to the United States District Court for the Southern District of New York:

Central District of California

JOHN MULLIN, ET AL. v. GENERAL MOTORS LLC, ET AL., C.A. No. 2:15-07668

District of Colorado

HOPKINS v. GENERAL MOTORS, LL., C.A. No. 1:15-02322

MDL No. 2545 – **IN RE: TESTOSTERONE REPLACEMENT THERAPY PRODUCTS  
LIABILITY LITIGATION**

Oppositions of plaintiffs Dane Maxwell, et al., and Ormayne Tompkins, et al., to transfer of their respective following actions to the United States District Court for the Northern District of Illinois:

Southern District of Mississippi

MAXWELL, ET AL. v. ABBVIE, INC., ET AL., C.A. No. 2:15–00131

Eastern District of Missouri

TOMPKINS, ET AL. v. ABBVIE, INC., ET AL., C.A. No. 4:15–01606

MDL No. 2592 – **IN RE: XARELTO (RIVAROXABAN) PRODUCTS LIABILITY  
LITIGATION**

Oppositions of plaintiffs Jamie Barba, et al.; Susan Turley, et al.; Roberta Lawrence, et al.; Betty R. Smith, et al.; and Robert Murphy, et al., and defendant Jerome M. Kane, M.D. to transfer of their respective following actions to the United States District Court for the Eastern District of Louisiana:

Central District of California

BARBA, ET AL. v. JANSSEN RESEARCH AND DEVELOPMENT LLC,  
ET AL., C.A. No. 8:15–01548

Eastern District of Missouri

TURLEY, ET AL. v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 4:15–01553  
LAWRENCE, ET AL. v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 4:15–01638  
SMITH, ET AL. v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 4:15–01671

Northern District of Texas

MURPHY, ET AL. v. JOHNSON AND JOHNSON, ET AL., C.A. No. 3:15–03590

**MDL No. 2599 – IN RE: TAKATA AIRBAG PRODUCTS LIABILITY LITIGATION**

Motion of defendant American Honda Motor Co., Inc., to transfer the following action to the United States District Court for the Southern District of Florida:

District of South Dakota

ROBERTS v. AMERICAN HONDA MOTOR CO., INC., C.A. No. 4:15-04064

**MDL No. 2631 – IN RE: ALIBABA GROUP HOLDING LIMITED SECURITIES LITIGATION**

Opposition of plaintiffs Gary Buelow, 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

BUELOW, ET AL. v. ALIBABA GROUP HOLDING LIMITED, ET AL.,  
C.A. No. 5:15-05179

**MDL No. 2639 – IN RE: PACQUIAO-MAYWEATHER BOXING MATCH PAY-PER-VIEW LITIGATION**

Opposition of plaintiff Joseph Lake to transfer of the following action to the United States District Court for the Central District of California:

Eastern District of Missouri

LAKE, ET AL. v. HOME BOX OFFICE, ET AL., C.A. No. 4:15-01619

**MDL No. 2641 – IN RE: BARD IVC FILTERS PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiffs Bianca Fraser-Johnson, et al., to transfer of the following action to the United States District Court for the District of Arizona:

District of Delaware

FRASER-JOHNSON, ET AL. v. C. R. BARD, INC., ET AL., C.A. No. 1:15-00968

MDL No. 2642 – **IN RE: FLUOROQUINOLONE PRODUCTS LIABILITY LITIGATION**

Oppositions of plaintiffs Don Buries, Latonya Bohannon, Frederick W. Misakian, and Jonathan Hulsh to transfer of their respective following actions to the United States District Court for the District of Minnesota:

Northern District of California

BURIES v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:15-04282  
BOHANNON v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:15-04295  
MISAKIAN v. MCKESSON CORPORATION, ET AL., C.A. No. 3:15-04797  
HULSH v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:15-04801

MDL No. 2645 – **IN RE: KIND LLC "ALL NATURAL" LITIGATION**

Opposition of plaintiff Barry A. Cohen to transfer of the following action to the United States District Court for the Southern District of New York:

Northern District of Ohio

COHEN v. KIND LLC, C.A. No. 1:15-02196

MDL No. 2652 – **IN RE: ETHICON, INC., POWER MORCELLATOR PRODUCTS LIABILITY LITIGATION**

Oppositions of defendants Ethicon, Inc.; Ethicon Endo-Surgery, Inc.; Johnson & Johnson, Johnson & Johnson Services; Richard Wolf GmbH; Gyrus ACMI, LP; Gyrus Medical Ltd.; Olympus America, Inc.; Olympus Corporation of the Americas; Olympus Winter & IBE GmbH; Olympus Corporation; Karl Storz Endoscopy-America, Inc.; Karl Storz Endovision, Inc.; Karl Storz GmbH & Co. KG; Blue Endo; Lina Medical USA, Inc.; and Lina Medical ApS to transfer of the following action to the United States District Court for the District of Kansas:

Middle District of Pennsylvania

WARD v. ETHICON, INC., ET AL., C.A. No. 4:15-01893

MDL No. 2656 – **IN RE: DOMESTIC AIRLINE TRAVEL ANTITRUST LITIGATION**

Motion of plaintiffs Carolyn Fjord, et al., to transfer the following action to the United States District Court for the District of Columbia:

Southern District of New York

FJORD, ET AL. v. AMR CORPORATION, ET AL., Bky. Adv. No. 1:13-01392

MDL No. 2657 – **IN RE: ZOFRAN (ONDANSETRON) PRODUCTS LIABILITY  
LITIGATION**

Oppositions of plaintiffs Thomas Brown, et al., and defendant Providence Health System-Oregon to transfer of the following action to the United States District Court for the District of Massachusetts:

District of Oregon

BROWN, ET AL. v. GLAXOSMITHKLINE, LLC, ET AL., C.A. No. 3:15-01918

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.