

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: **July 30, 2015**

LOCATION OF HEARING SESSION: Phillip Burton United States Courthouse
Ceremonial Courtroom, 19th Floor
450 Golden Gate Avenue
San Francisco, California 94102

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 **July 13, 2015**. 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 District for the Northern District of California

**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 July 30, 2015, the Panel will convene a hearing session in San Francisco, California, 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



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

July 30, 2015 -- San Francisco, California

**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. 2635 – IN RE: SIRIUS XM RADIO INC., TELEPHONE CONSUMER
PROTECTION ACT (TCPA) LITIGATION**

Motion of plaintiffs Erik Knutson, Brian Trenz, and Yefim Elikman to transfer the following actions to the United States District Court for the Northern District of Illinois:

Southern District of California

KNUTSON v. SIRIUS XM RADIO INC., C.A. No. 3:12-00418
TRENZ v. SIRIUS XM RADIO, INC., ET AL., C.A. No. 3:15-00044

Northern District of Illinois

ELICKMAN v. SIRIUS XM RADIO, INC., C.A. No. 1:15-02093

Eastern District of North Carolina

COMBS v. SIRIUS XM RADIO INC., C.A. No. 7:15-00037

Eastern District of Virginia

HOOKEE v. SIRIUS XM RADIO, INC., C.A. No. 4:13-00003

**MDL No. 2637 – IN RE: HOLIDAY CRUISE LINE TELEPHONE CONSUMER
PROTECTION ACT (TCPA) LITIGATION**

Motion of plaintiff Nolan Moran to transfer the following actions to the United States District Court for the Southern District of Florida:

Central District of California

WIEDERHOLD v. CONSOLIDATED WORLD TRAVEL INC.,
C.A. No. 2:15-00828

Southern District of Florida

MORAN v. CONSOLIDATED WORLD TRAVEL, INC., C.A. No. 0:15-60482

Northern District of Illinois

BAKOV v. CONSOLIDATED WORLD TRAVEL, C.A. No. 1:15-02980

District of New Jersey

HUHN v. CONSOLIDATED TRAVEL HOLDINGS GROUP, INC., ET AL.,
C.A. No. 2:15-02298

MDL No. 2638 – **IN RE: FINANCIAL RECOVERY SERVICES, INC., FAIR DEBT
COLLECTION PRACTICES ACT (FDCPA) LITIGATION**

Motion of defendant Financial Recovery Services, Inc., to transfer the following actions
to the United States District Court for the District of Minnesota:

Northern District of Illinois

ADKINS v. FINANCIAL RECOVERY SERVICES, INC., ET AL.,
C.A. No. 1:15-00887

Eastern District of New York

WEGH v. FINANCIAL RECOVERY SERVICES, INC., C.A. No. 1:14-07000
HOLCZLER, ET AL. v. FINANCIAL RECOVERY SERVICES, INC.,
C.A. No. 1:15-00299
GROSS v. FINANCIAL RECOVERY SERVICES, INC., C.A. No. 1:15-00646

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

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

Central District of California

MAHONEY v. PACQUIAO, ET AL., C.A. No. 2:15-03376
TJADEN v. TOP RANK, INC., ET AL., C.A. No. 2:15-03419

Northern District of Florida

JACKSON v. PACQUIAO, ET AL., C.A. No. 1:15-00089

Northern District of Illinois

GOMEZ, ET AL. v. TOP RANK, INC., ET AL., C.A. No. 1:15-03982

District of Maryland

JOHNSON v. TOP RANK, INC., ET AL., C.A. No. 8:15-01307

District of New Jersey

BOBADILLA v. TOP RANK, INC., ET AL., C.A. No. 1:15-03187

District of Nevada

VANEL, ET AL. v. PACQUIAO, ET AL., C.A. No. 2:15-00842
NEIDL, ET AL. v. TOP RANK, INC., ET AL., C.A. No. 2:15-00849

Eastern District of New York

BARRIOS v. PACQUIAO, ET AL., C.A. No. 1:15-02606

Eastern District of Texas

CRAIG v. PACQUIAO, ET AL., C.A. No. 2:15-00629

MDL No. 2640 - **IN RE: SEAWORLD MARKETING AND SALES PRACTICES
LITIGATION (NO. II)**

Motion of defendants SeaWorld Entertainment, Inc., and SeaWorld Parks & Entertainment, Inc., to transfer the following actions to the United States District Court for the Middle District of Florida:

Northern District of California

ANDERSON, ET AL. v. SEAWORLD PARKS AND ENTERTAINMENT,
C.A. No. 3:15-02172

Southern District of California

HALL v. SEAWORLD ENTERTAINMENT, INC., C.A. No. 3:15-00660
GAAB, ET AL. v. SEAWORLD ENTERTAINMENT, INC., C.A. No. 3:15-00842
SIMO, ET AL. v. SEAWORLD ENTERTAINMENT, INC., C.A. No. 3:15-01022

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

Motion of plaintiff Melissa Ebert to transfer the following actions to the United States District Court for the Northern District of Texas:

Central District of California

SIZEMORE v. C.R. BARD, INC., ET AL., C.A. No. 2:15-01945

Middle District of Florida

TILLMAN v. C.R. BARD, INC., ET AL., C.A. No. 3:13-00222
WYATT v. C.R. BARD, INC., ET AL., C.A. No. 6:14-01853
OCASIO, ET AL. v. C.R. BARD, INC., ET AL., C.A. No. 8:13-01962

Middle District of Georgia

MILTON v. C.R. BARD, INC., ET AL., C.A. No. 5:14-00351

Northern District of Illinois

JACKSON, ET AL. v. C.R. BARD, INC., ET AL., C.A. No. 1:14-04080

Eastern District of Michigan

MCCLARTY, ET AL. v. C.R. BARD, INC., ET AL., C.A. No. 4:14-13627

Northern District of Mississippi

MUNSON v. C.R. BARD, INC., ET AL., C.A. No. 3:14-00279

Western District of Missouri

LEUS v. C.R. BARD, INC., ET AL., C.A. No. 4:13-00585

District of Nebraska

KRUSE v. C.R. BARD, INC., ET AL., C.A. No. 8:15-00108

District of New Mexico

ROWE v. C.R. BARD, INC., ET AL., C.A. No. 1:15-00173

Western District of New York

MERRITT v. C.R. BARD, INC., ET AL., C.A. No. 1:14-00917

Northern District of Ohio

ROEDER v. C.R. BARD, INC., C.A. No. 3:15-00858

Eastern District of Pennsylvania

WETZEL v. C.R. BARD, INC., ET AL., C.A. No. 2:14-02729

EBERT v. C.R. BARD, INC., ET AL., C.A. No. 5:12-01253

KEEN v. C.R. BARD, INC., ET AL., C.A. No. 5:13-05361

Middle District of Tennessee

MILLER v. C.R. BARD, INC., ET AL., C.A. No. 3:15-00533

Northern District of Texas

BRANCH v. C.R. BARD, INC., ET AL., C.A. No. 3:15-01131

Southern District of Texas

CORONADO v. C.R. BARD, INC., C.A. No. 2:15-00205

CONN, ET AL. v. C.R. BARD, INC., ET AL., C.A. No. 4:14-00298

Western District of Virginia

CANNON v. C.R. BARD, INC., ET AL., C.A. No. 7:14-00056

Eastern District of Wisconsin

ANDERSON v. BARD PERIPHERAL VASCULAR, INC., ET AL.,

C.A. No. 1:15-00574

HENLEY, ET AL. v. C.R. BARD, INC., ET AL., C.A. No. 2:14-00059

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

Motion of plaintiffs Lori Lynn Street, Sherri Kellerman, Simon Lampard, Suzanne Higley, Jeanne Bullard, Nancy Lee Bush, Karyn Joy Grossman, and Olga Spiegel to transfer the following actions to the United States District Court for the Southern District of Illinois:

District of Arizona

STREET v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:15-08065

Central District of California

LOMBARD v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,
C.A. No. 2:15-03120

Northern District of California

KELLERMAN v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,
C.A. No. 3:14-03680

LAMPARD, ET AL. v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:14-04983

HIGLEY v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,
C.A. No. 3:14-05254

GARLAND v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:14-05440

PRITCHARD v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:14-05593

ELLIS v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:14-05669

DESALVO v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,
C.A. No. 3:14-05670

REIMAN v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:15-01610

District of District of Columbia

HELLER v. BAYER HEALTHCARE PHARMACEUTICALS, INC.,
C.A. No. 1:14-01953

Northern District of Georgia

PRESLEY v. JOHNSON & JOHNSON, ET AL., C.A. No. 1:15-01293

Southern District of Illinois

BULLARD v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,
C.A. No. 3:15-00038

BUSH v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,
C.A. No. 3:15-00452

Western District of Kentucky

BAUM v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:15-00293

District of Maryland

GROSSMAN v. JOHNSON & JOHNSON, ET AL., C.A. No. 1:15-01082

District of Minnesota

SMITH v. JOHNSON & JOHNSON, ET AL., C.A. No. 0:14-05021

District of Nebraska

BLACKMON v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,
C.A. No. 4:15-03020

Southern District of New York

SPIEGEL v. JOHNSON & JOHNSON, ET AL., C.A. No. 1:15-03021

Eastern District of North Carolina

UMAN v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,
C.A. No. 5:15-00197

Western District of North Carolina

KING v. BAYER CORPORATION, ET AL., C.A. No. 3:15-00194

Middle District of Pennsylvania

HEFFELFINGER, ET AL. v. BAYER HEALTHCARE PHARMACEUTICALS, INC.,
ET AL., C.A. No. 1:15-00479

District of South Carolina

MORRIS v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,
C.A. No. 4:15-01322

Western District of Washington

BAUGHN v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:15-05283

MDL No. 2643 – **IN RE: MOHAMMED AHMED HASSAN ABDALLAH OMRAN LITIGATION**

Motion of plaintiff Mohammed Ahmed Hassan Abdallah Omran to transfer the following actions to the United States District Court for the District of Massachusetts:

Western District of Louisiana

OMRAN v. UNITED STATES OF AMERICA, ET AL., C.A. No. 1:15-01418

District of Massachusetts

OMRAN v. UNITED STATES OF AMERICA, ET AL., C.A. No. 1:14-13881

MDL No. 2644 – **IN RE: LOCAL LIGHTHOUSE CORP. TELEPHONE CONSUMER PROTECTION ACT (TCPA) LITIGATION**

Motion of defendant Local Lighthouse Corp. to transfer the following actions to the United States District Court for the Central District of California:

Central District of California

BALLON v. LOCAL LIGHTHOUSE CORP., ET AL., C.A. No. 8:15-00802

Eastern District of California

GRUNDMAN v. LOCAL LIGHTHOUSE CORP., C.A. No. 2:15-00825

Western District of North Carolina

BARRETT v. LOCAL LIGHTHOUSE, INC., C.A. No. 3:15-00132

Western District of Washington

WICK v. LOCAL LIGHTHOUSE CORP., C.A. No. 2:15-00482

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

Motion of plaintiffs Charlie McDonald, et al., to transfer the following actions to the United States District Court for the Central District of California:

Central District of California

KAUFER v. KIND, LLC, C.A. No. 2:15-02878

GALVEZ, ET AL. v. KIND LLC, C.A. No. 2:15-03082
JACKSON v. KIND, LLC, ET AL., C.A. No. 2:15-03683
MCDONALD, ET AL. v. KIND, LLC, C.A. No. 8:15-00615

Northern District of California

HOUSE, ET AL. v. KIND LLC, C.A. No. 3:15-02127
COOPER v. KIND LLC, C.A. No. 4:15-01872

Southern District of California

BUSTAMANTE v. KIND LLC, ET AL., C.A. No. 3:15-00891

Middle District of Florida

MOLINA v. KIND, LLC, C.A. No. 8:15-01098

Northern District of Illinois

KARNEZIS v. KIND, LLC, C.A. No. 1:15-03679

Eastern District of New York

SHORT, ET AL. v. KIND LLC, C.A. No. 1:15-02214

Southern District of New York

O'BRIEN v. KIND, LLC, C.A. No. 1:15-03699
CAVANAGH v. KIND, LLC, C.A. No. 1:15-04064

MDL No. 2646 - **IN RE: TWEEN BRANDS, INC., MARKETING AND SALES
PRACTICES LITIGATION**

Motion of plaintiff Andrea Kallay to transfer the following actions to the United States
District Court for the Southern District of Ohio:

District of Maryland

JOINER v. TWEEN BRANDS, INC., C.A. No. 1:15-01590

Eastern District of Missouri

GALLAGHER v. TWEEN BRANDS, INC., C.A. No. 4:15-00833

Southern District of Ohio

KALLAY v. TWEEN BRANDS, INC., C.A. No. 2:15-02238

Eastern District of Pennsylvania

MEHIGAN, ET AL. v. ASCENA RETAIL GROUP, INC., ET AL.,

C.A. No. 2:15-00724

TRAYNOR-LUFKIN, ET AL. v. TWEEN BRANDS, INC.,

C.A. No. 2:15-02712

MDL No. 2647 - **IN RE: SFPP, L.P., RAILROAD PROPERTY RIGHTS
LITIGATION**

Motion of plaintiffs Shelby Phillips, III, et al., to transfer the following actions to the United States District Court for the Central District of California:

District of Arizona

CLEMENTS, ET AL. v. UNION PACIFIC RAILROAD COMPANY, ET AL.,

C.A. No. 4:15-00191

Central District of California

PHILLIPS, III, ET AL. v. UNION PACIFIC RAILROAD COMPANY, ET AL.,

C.A. No. 8:15-00718

Northern District of California

RIVERA v. UNION PACIFIC RAILROAD COMPANY, ET AL.,

C.A. No. 4:15-01842

MDL No. 2648 - **IN RE: AIR CRASH NEAR LAKE WALES, FLORIDA, ON
JUNE 7, 2012**

Motion of plaintiff Mark Edwards to transfer the following actions to the United States District Court for the District of Colorado:

District of Colorado

EDWARDS v. PILATUS AIRCRAFT, LTD., ET AL., C.A. No. 1:15-00567

District of Delaware

EDWARDS v. PILATUS AIRCRAFT, LTD., ET AL., C.A. No. 1:15-00321

SECTION B
MATTERS DESIGNATED FOR CONSIDERATION WITHOUT ORAL ARGUMENT

MDL No. 1507 – IN RE: PREMPRO PRODUCTS LIABILITY LITIGATION

Motion of defendants Nicholas Ivan Timko and Kahn Gordon Timko & Roddgues, P.C., to transfer the following action to the United States District Court for the Eastern District of Arkansas:

Southern District of New York

FREEMAN v. TIMKO, ET AL., C.A. No. 1:14-08258

**MDL No. 1566 - IN RE: WESTERN STATES WHOLESALE NATURAL GAS
ANTITRUST LITIGATION**

Motions of plaintiffs Breckenridge Brewery of Colorado, LLC, et al.; Learjet, Inc., et al.; Heartland Regional Center, et al.; Sinclair Oil Corporation; Arandell Corp., et al.; New Page Wisconsin System, Inc.; and Reorganized FLI, Inc., to remand, under 28 U.S.C. § 1407(a), their respective following actions to their respective transferor courts:

District of Colorado

BRECKENRIDGE BREWERY OF COLORADO, LLC, ET AL. v. ONEOK, INC.,
ET AL., C.A. No. 1:06-01110

District of Kansas

REORGANIZED FLI, INC. v. WILLIAMS COMPANIES, INC., ET AL.,
C.A. No. 2:05-02389
LEARJET, INC., ET AL. v. ONEOK, INC., ET AL., C.A. No. 2:05-02513

Eastern District of Michigan

ARANDELL CORP., ET AL. v. CMS ENERGY CORPORATION, ET
AL., C.A. No. 2:09-11114

Western District of Missouri

HEARTLAND REGIONAL MEDICAL CENTER, ET AL. v. ONEOK, INC., ET
AL., C.A. No. 5:07-06048

Northern District of Oklahoma

SINCLAIR OIL CORPORATION v. E PRIME, INC., ET AL., C.A. No. 4:05-00435

Western District of Wisconsin

ARANDELL CORP., ET AL. v. XCEL ENERGY, INC., ET AL., C.A. No. 3:07-00076
NEWPAGE WISCONSIN SYSTEM, INC. v. CMS ENERGY RESOURCE
MANAGEMENT COMPANY, ET AL., C.A. No. 3:09-00240

District of Wyoming

SINCLAIR OIL CORPORATION v. ONEOK ENERGY SERVICES CO.,
C.A. No. 1:05-00254

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

Opposition of plaintiffs Mayfield Family to transfer of the following action to the United States District Court for the Eastern District of Pennsylvania:

District of Arizona

MAYFIELD FAMILY v. GLASKOSMITHKLINE, C.A. No. 2:15-00679

MDL No. 2153 - **IN RE: UNITED PARCEL SERVICE "AIR-IN-GROUND"
MARKETING AND SALES PRACTICES LITIGATION**

Opposition of plaintiff Lynn W. Tucker to transfer of the following action to the United States District Court for the Central District of California:

Southern District of New York

TUCKER v. UNITED PARCEL SERVICE, INC., ET AL., C.A. No. 1:15-03576

MDL No. 2286 - **IN RE: MIDLAND CREDIT MANAGEMENT, INC., TELEPHONE
CONSUMER PROTECTION ACT (TCPA) LITIGATION**

Oppositions of plaintiff David E. Mack to transfer of the following actions to the United States District Court for the Southern District of California:

Eastern District of Texas

MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00218

MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00219
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00234
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00235
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00251
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00252
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00306
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00309
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00317
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00318
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00329
MACK v. MIDLAND CREDIT MANAGEMENT, INC., C.A. No. 4:15-00330

MDL No. 2295 – **IN RE: PORTFOLIO RECOVERY ASSOCIATES, LLC, TELEPHONE
CONSUMER PROTECTION ACT (TCPA) LITIGATION**

Opposition of plaintiffs Lynelle Hernandez, et al., to transfer of the following action to
the United States District Court for the Southern District of California:

District of Nevada

HERNANDEZ, ET AL. v. AFNI, INC., ET AL., C.A. No. 2:15-00078

MDL No. 2308 – **IN RE: SKECHERS TONING SHOE PRODUCTS LIABILITY
LITIGATION**

Opposition of plaintiffs Robin Alfonso, et al., and Angel Atkinson, et al., to transfer of
their respective following actions to the United States District Court for the Western District of
Kentucky:

Eastern District of Missouri

ALFONSO, ET AL. v. SKECHERS U.S.A., INC. I, ET AL., C.A. No. 4:15-00543
ATKINSON, ET AL. v. SKECHERS U.S.A., INC. I, ET AL., C.A. No. 4:15-00545

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

Motion of defendant American Medical Systems, Inc., to transfer the following action to
the United States District Court for the Southern District of West Virginia:

Central District of California

FEDERAL INSURANCE COMPANY v. CALDERA MEDICAL, INC., ET AL.,
C.A. No. 2:15-00393

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

Opposition of plaintiff Leeanne Marie Sullivan to transfer of the following action to the United States District Court for the Southern District of West Virginia:

District of Maryland

SULLIVAN v. CALVERT MEMORIAL HOSPITAL, ET AL., C.A. No. 8:15-01188

MDL No. 2354 – **IN RE: MAXIM INTEGRATED PRODUCTS, INC., PATENT
LITIGATION**

Oppositions of defendants M&T Bank Corporation; HSBC Bank USA, N.A.; HSBC Technology & Services (USA), Inc.; Santander Bank, National Association; American Express Company; American Express Travel Related Services Company, Inc.; Compass Bank d/b/a BBVA Compass; Discover Financial Services; State Farm Mutual Automobile Insurance Company; and USAA Federal Savings Bank to transfer of their respective following actions to the United States District Court for the Western District of Pennsylvania:

Southern District of New York

MAXIM INTEGRATED PRODUCTS, INC. v. M&T BANK CORPORATION,
C.A. No. 1:15-02167

MAXIM INTEGRATED PRODUCTS, INC. V. HSBC BANK USA, NATIONAL
ASSOCIATION, ET AL., C.A. No. 1:15-02168

MAXIM INTEGRATED PRODUCTS, INC. v. SANTANDER BANK, NATIONAL
ASSOCIATION, C.A. No. 1:15-02169

Western District of Texas

MAXIM INTEGRATED PRODUCTS, INC. v. THE AMERICAN EXPRESS
COMPANY, ET AL., C.A. No. 5:14-01027

MAXIM INTEGRATED PRODUCTS, INC. v. COMPASS BANK, D/B/A BBVA
COMPASS, C.A. No. 5:14-01028

MAXIM INTEGRATED PRODUCTS, INC. v. DISCOVER FINANCIAL
SERVICES, C.A. No. 5:14-01029

MAXIM INTEGRATED PRODUCTS, INC. v. STATE FARM MUTUAL
AUTOMOBILE INSURANCE COMPANY, C.A. No. 5:14-01030

MAXIM INTEGRATED PRODUCTS, INC. v. USAA FEDERAL SAVINGS BANK,
C.A. No. 5:14-01031

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

Oppositions of plaintiffs Sherry Rodriguez; Benjamin C. Moise, II; and Cheryl Salemy to transfer of their respective following actions to the United States District Court for the Northern District of Indiana:

Southern District of California

RODRIGUEZ v. BIOMET ORTHOPEDICS, LLC, ET AL., C.A. No. 3:15-00893

Eastern District of Louisiana

MOISE v. BIOMET ORTHOPEDICS, LL., C.A. No. 2:15-01023

District of Massachusetts

SALEMY v. BIOMET, INC., ET AL., C.A. No. 1:15-11502

**MDL No. 2416 – IN RE: CAPITAL ONE TELEPHONE CONSUMER PROTECTION
ACT (TCPA) LITIGATION**

Opposition of plaintiff Jennifer Cotugno to transfer of the following action to the United States District Court for the Northern District of Illinois:

District of New Jersey

COTUGNO v. CAPITAL ONE BANK (USA), N.A., ET AL., C.A. No. 2:15-03249

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

Motion of plaintiff Kira Weed to transfer the following action to the United States District Court for the Southern District of New York:

Eastern District of Wisconsin

WEED v. BAYER HEALTHCARE PHARMACEUTICALS, INC., ET AL.,
C.A. No. 1:15-00273

MDL No. 2493 – **IN RE: MONITRONICS INTERNATIONAL, INC., TELEPHONE
CONSUMER PROTECTION ACT (TCPA) LITIGATION**

Opposition of plaintiff Lawrence Tarizzo to transfer of the following action to the
United States District Court for the Northern District of West Virginia:

Central District of California

TARIZZO v. ALLIANCE SECURITY INC., C.A. No. 2:15-02644

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

Oppositions of plaintiffs Mary Scotino, et al.; Brenda Allen, et al.; and Scotta Clark, et
al., to transfer of their respective following actions to the United States District Court for the
District of South Carolina:

Eastern District of Missouri

SCOTINO, ET AL. v. PFIZER, INC., C.A. No. 4:15-00540

ALLEN, ET AL. v. PFIZER, INC., C.A. No. 4:15-00544

CLARK, ET AL. v. PFIZER, INC., ET AL., C.A. No. 4:15-00546

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

Oppositions of plaintiffs Benjamin W. Pillars and defendants The City of Albany and
Jack Wallace to transfer of their respective following actions to the United States District Court
for the Southern District of New York:

Eastern District of Michigan

PILLARS v. GENERAL MOTORS LLC, C.A. No. 1:15-11360

Northern District of New York

PEREZ v. GENERAL MOTORS LLC, ET AL., C.A. No. 1:15-00240

MDL No. 2581 – IN RE: CTP INNOVATIONS, LLC, PATENT LITIGATION

Oppositions of defendants Trend Offset Printing Services, Inc.; The Sheridan Group, Inc.; and Ennis, Inc., to transfer of their respective following actions to the United States District Court for the District of Maryland:

Central District of California

CTP INNOVATIONS LLC v. TREND OFFSET PRINTING SERVICES, INC.,
C.A. No. 8:15-00519

Middle District of Pennsylvania

CTP INNOVATIONS, LLC v. THE SHERIDAN GROUP, INC., C.A. No. 1:15-00751

Northern District of Texas

CTP INNOVATIONS LLC v. ENNIS, INC., C.A. No. 3:15-00864

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

Oppositions of plaintiffs David Lomax, et al., and Susan Ramsey, et al., to transfer of their respective following actions to the United States District Court for the Eastern District of Louisiana:

Eastern District of Missouri

LOMAX, ET AL. v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,
C.A. No. 4:15-00541
RAMSEY, ET AL. v. JANSSEN RESEARCH AND DEVELOPMENT, LLC, ET AL.,
C.A. No. 4:15-00596

MDL No. 2613 – IN RE: TD BANK, N.A., DEBIT CARD OVERDRAFT FEE LITIGATION

Opposition of plaintiff Kendall Robinson to transfer of the following action to the United States District Court for the District of South Carolina:

Southern District of Florida

ROBINSON v. TD BANK, N.A., C.A. No. 0:15-60476

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.