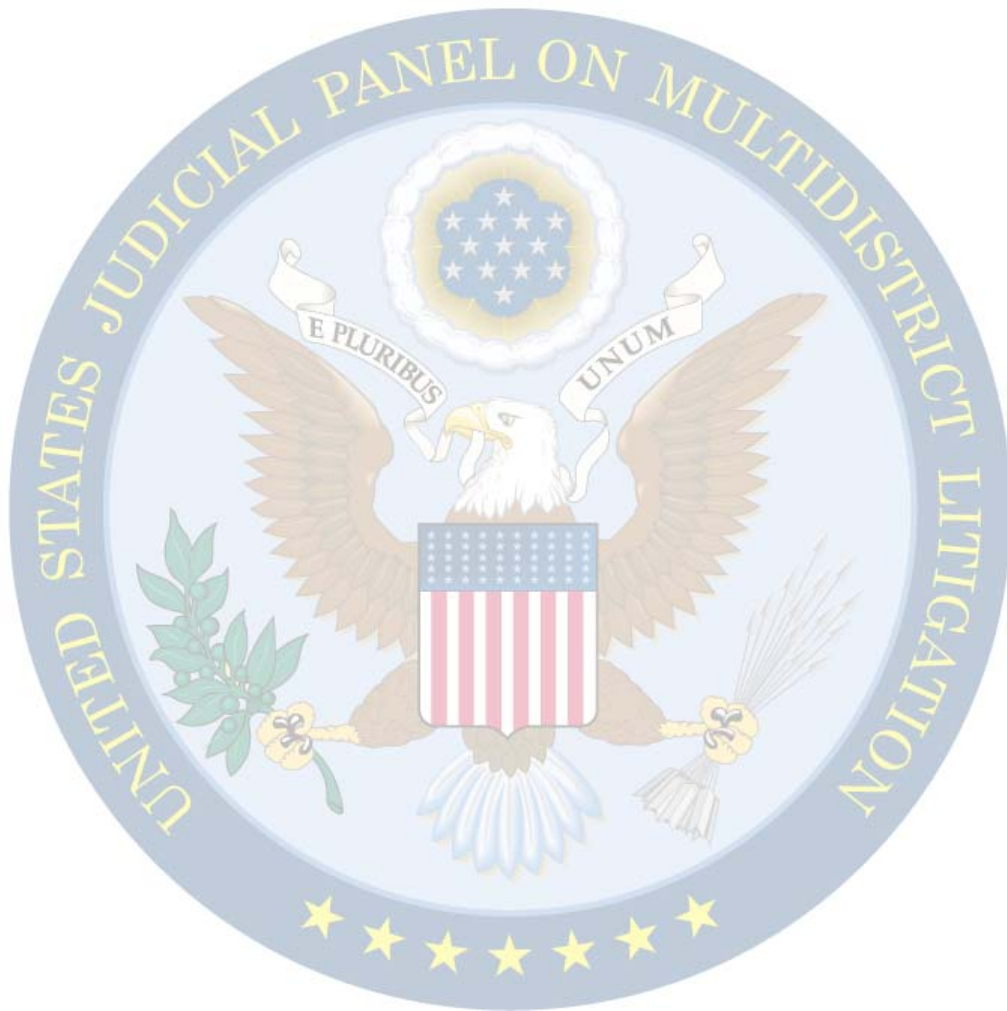


# Hearing Session Order & Amendments



January 28, 2016

**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:

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 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.

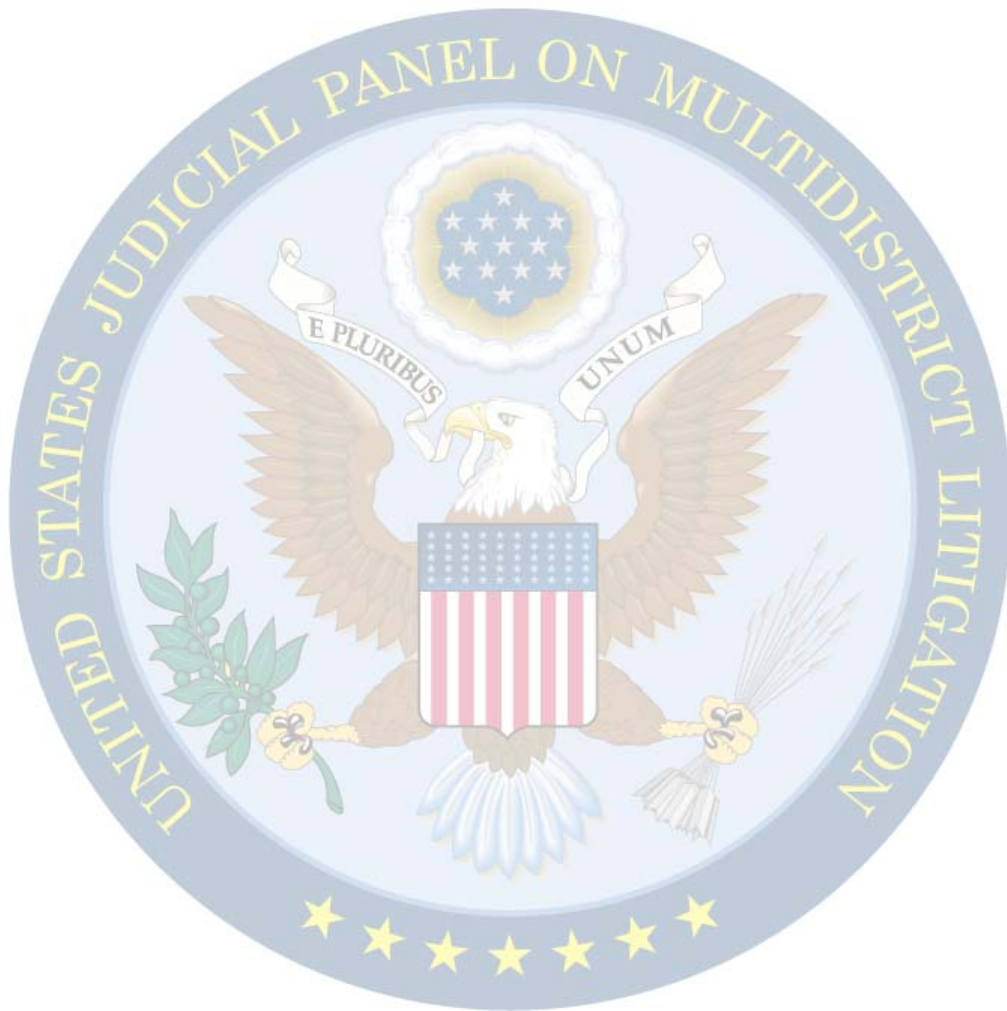
(d) Notification of Oral Argument. The Panel shall promptly notify counsel of those matters in which oral argument is scheduled, as well as those matters that the Panel will consider on the pleadings. The Clerk of the Panel shall require counsel to file and serve notice of their intent to either make 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.

# Hearing Session Order & Amendments



March 31, 2016

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**FIRST AMENDMENT TO THE HEARING SESSION ORDER  
AND ATTACHED SCHEDULE FILED FEBRUARY 17, 2016**

IT IS ORDERED that the Hearing Session Order and attached Schedule filed by the United States Judicial Panel on Multidistrict Litigation on February 17, 2016, are amended to add the following actions on Schedule B (matters designated for consideration without oral argument) of the Schedule for the hearing session on March 31, 2016, in Santa Barbara, California.

**MDL No. 2672 - IN RE: VOLKSWAGEN "CLEAN DIESEL" 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 Northern District of California:

District of Colorado

ARMSTRONG v. VOLKSWAGEN GROUP OF AMERICA, C.A. No. 1:16-00071

Eastern District of Pennsylvania

PARKS v. VOLKSWAGEN AG, ET AL., C.A. No. 2:16-00202  
RHILE, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-00203  
FYLYPOVYCH v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-00273

District of Vermont

ISRAEL, ET AL. v. VOLKSWAGEN AG, ET AL., C.A. No. 5:16-00012

FOR THE PANEL:

  
Jeffery N. Lüthi  
Clerk of the Panel

**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: **March 31, 2016**

LOCATION OF HEARING SESSION: United States Bankruptcy Court  
Federal Building  
Courtroom 202, 2nd Floor  
1415 State Street  
Santa Barbara, California 93101-2511

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.

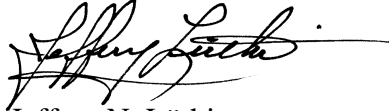
- Section A of this Schedule lists the matters designated for oral argument and includes all actions encompassed by Motion(s) for transfer filed pursuant to Rules 6.1 and 6.2. Any party waiving oral argument pursuant to Rule 11.1(d) need not attend the Hearing Session.
- Section B of this Schedule lists 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.

- 2 -

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 **March 14, 2016**. The procedures governing Panel oral argument (Panel Rule 11.1) are attached. The Panel strictly adheres to these procedures.

FOR THE PANEL:

A handwritten signature in black ink, appearing to read "Jeffery N. Lüthi", with a horizontal line extending to the right from the end of the signature.

Jeffery N. Lüthi  
Clerk of the Panel

cc: Clerk, United States Bankruptcy for the Central 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 March 31, 2016, the Panel will convene a hearing session in Santa Barbara, 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



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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  
March 31, 2016 -- Santa Barbara, 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. 2688 – **IN RE: WINDSOR WOOD CLAD WINDOW PRODUCTS LIABILITY LITIGATION**

Motion of plaintiff Cathy L. Ritchie to transfer the following actions to the United States District Court for the Eastern District of Wisconsin:

Northern District of Illinois

KOTY, ET AL. v. WINDSOR WINDOW COMPANY, ET AL., C.A. No. 1:15-05343

District of Minnesota

SCHILLER, ET AL. v. WINDSOR WINDOW COMPANY, ET AL.,  
C.A. No. 0:15-01932

District of South Carolina

RITCHIE v. WINDSOR WINDOW COMPANY, ET AL., C.A. No. 9:14-04734

Eastern District of Wisconsin

DAVIA, ET AL. v. WINDSOR WINDOW COMPANY, ET AL., C.A. No. 2:15-01041

MDL No. 2689 – **IN RE: WIRELESS DEVICE ('342) AND ('987) PATENT LITIGATION**

Motion of defendants Sockeye Licensing TX LLC, Wildcat Licensing LLC, and Jeffrey W. Salmon to transfer the following actions to the United States District Court for the Northern District of Illinois:

Northern District of Illinois

HEWLETT-PACKARD COMPANY v. WILDCAT LICENSING LLC, ET AL.,  
C.A. No. 1:15-09341  
NEC CORPORATION OF AMERICA, INC. v. WILDCAT LICENSING LLC, ET AL.,  
C.A. No. 1:15-09479  
ROKU, INC. v. WILDCAT LICENSING LLC, ET AL., C.A. No. 1:15-09577

ZTE (USA), INC. v. WILDCAT LICENSING LLC, ET AL., C.A. No. 1:15-09589  
BEST BUY STORES, L.P., ET AL. v. WILDCAT LICENSING LLC, ET AL.,  
C.A. No. 1:15-09625  
SONY ELECTRONICS INC., ET AL. v. WILDCAT LICENSING LLC, ET AL.,  
C.A. No. 1:15-09628  
HTC AMERICA, INC. v. WILDCAT LICENSING LLC, ET AL., C.A. No. 1:15-09693  
LENOVO (UNITED STATES) INC. v. WILDCAT LICENSING LLC, ET AL.,  
C.A. No. 1:15-09729  
TCT MOBILE, INC. v. WILDCAT LICENSING LLC, ET AL., C.A. No. 1:15-10058  
SAMSUNG ELECTRONICS AMERICA, INC. v. SOCKEYE LICENSING TX LLC,  
ET AL., C.A. No. 1:15-10278

Western District of Texas

DELL INC. v. SOCKEYE LICENSING TX LLC, C.A. No. 1:15-00959

MDL No. 2690 – **IN RE: HIGH QUALITY PRINTING INVENTIONS, LLC, ('070)  
PATENT LITIGATION**

Motion of plaintiff High Quality Printing Inventions, LLC, to transfer the following actions to the United States District Court for the Northern District of Georgia:

Central District of California

HIGH QUALITY PRINTING INVENTIONS, LLC v. DIGITAL ROOM, INC.,  
C.A. No. 2:15-09170  
HIGH QUALITY PRINTING INVENTIONS LLC v. AVERY PRODUCTS  
CORPORATION, C.A. No. 8:15-01982

Northern District of California

HIGH QUALITY PRINTING INVENTIONS, LLC v. SHUTTERFLY, INC.,  
C.A. No. 5:15-05437  
HIGH QUALITY PRINTING INVENTIONS, LLC v. ZAZZLE, INC.,  
C.A. No. 5:15-05438  
HIGH QUALITY PRINTING INVENTIONS, LLC v. MINTED, LLC,  
C.A. No. 5:15-05440

District of Delaware

HIGH QUALITY PRINTING INVENTIONS, LLC v. FINESTATIONERY.COM,  
C.A. No. 1:15-01092

Middle District of Florida

HIGH QUALITY PRINTING INVENTIONS, LLC v. INVITATION  
CONSULTANTS, INC., C.A. No. 8:15-02750

Southern District of Florida

HIGH QUALITY PRINTING INVENTIONS, LLC v. OFFICE DEPOT, INC.,  
C.A. No. 9:15-81608  
HIGH QUALITY PRINTING INVENTIONS, LLC v. WORLDWIDE TICKETS AND  
LABELS, INC., C.A. No. 9:15-81609

Northern District of Georgia

HIGH QUALITY PRINTING INVENTIONS, LLC v. STAPLES, INC.,  
C.A. No. 1:15-04117

Northern District of Illinois

HIGH QUALITY PRINTING INVENTIONS, LLC v. MASTER MARKETING  
INTERNATIONAL, INC., C.A. No. 1:15-10612

District of Maryland

HIGH QUALITY PRINTING INVENTIONS, LLC v. BARTON COTTON  
AFFINITY GROUP, LLC, C.A. No. 1:15-03604

District of Massachusetts

HIGH QUALITY PRINTING INVENTIONS, LLC v. BAY STATE ENVELOPE,  
INC., C.A. No. 1:15-13961  
HIGH QUALITY PRINTING INVENTIONS, LLC v. CIMPRESS USA  
INCORPORATED, C.A. No. 1:15-13962

District of Minnesota

HIGH QUALITY PRINTING INVENTIONS, LLC v. DELUXE SMALL BUSINESS  
SALES, INC., C.A. No. 0:15-04253  
HIGH QUALITY PRINTING INVENTIONS, LLC v. HALLMARK BUSINESS  
CONNECTIONS, INC., C.A. No. 0:15-04255  
HIGH QUALITY PRINTING INVENTIONS, LLC v. 123PRINT, INC., ET AL.,  
C.A. No. 0:15-04256

Western District of Missouri

HIGH QUALITY PRINTING INVENTIONS, LLC v. POSTY CARDS, INC.,  
C.A. No. 4:15-00943

HIGH QUALITY PRINTING INVENTIONS, LLC v. GREAT FX BUSINESS  
CARDS, LLC, C.A. No. 6:15-03510

District of Montana

HIGH QUALITY PRINTING INVENTIONS, LLC v. PRINTINGFORLESS.COM,  
INC., C.A. No. 1:15-00122

District of Nevada

HIGH QUALITY PRINTING INVENTIONS, LLC v. OVERNIGHTPRINTS,  
INC., C.A. No. 2:15-02234

District of New Jersey

HIGH QUALITY PRINTING INVENTIONS, LLC v. PRUDENT PUBLISHING  
CO., INC., C.A. No. 2:15-08343

HIGH QUALITY PRINTING INVENTIONS, LLC v. ALLBUSINESSCARDS.COM,  
C.A. No. 2:15-08344

Northern District of Ohio

HIGH QUALITY PRINTING INVENTIONS, LLC v. CARDSTORE, INC.,  
C.A. No. 1:15-02417

HIGH QUALITY PRINTING INVENTIONS, LLC v. ANGSTROM GRAPHICS,  
INC. MIDWEST, C.A. No. 1:15-02418

District of Rhode Island

HIGH QUALITY PRINTING INVENTIONS, LLC v. MOO, INC., C.A. No. 1:15-00500

Northern District of Texas

HIGH QUALITY PRINTING INVENTIONS, LLC v. PRINTOGRAPH, INC.,  
C.A. No. 3:15-03795

HIGH QUALITY PRINTING INVENTIONS, LLC v. SAFEGUARD BUSINESS  
SYSTEMS, INC., C.A. No. 3:15-03796

Western District of Washington

HIGH QUALITY PRINTING INVENTIONS, LLC v. LUXE CARDS, LLC,  
C.A. No. 2:15-01858

Eastern District of Wisconsin

HIGH QUALITY PRINTING INVENTIONS, LLC v. SIMPLY TO IMPRESS,  
LLC, C.A. No. 1:15-01407

MDL No. 2691 - **IN RE: VIAGRA PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs Ronnie B. Griffith; Dennis Andrews; Amador Herrera; Ron Rosenwein; Dennis McCarthy, et al.; and Joe Holley to transfer the following actions to the United States District Court for the Northern District of California:

Northern District of Alabama

GRIFFITH v. PFIZER, INC., C.A. No. 6:15-00441

Northern District of California

ANDREWS v. PFIZER, INC., C.A. No. 3:15-04884

HERRARA v. PFIZER, INC., C.A. No. 3:15-04888

TOOLE v. PFIZER, INC., C.A. No. 3:15-04989

WARREN v. PFIZER, INC., C.A. No. 3:15-05206

NICHOLAS v. PFIZER, INC., C.A. No. 3:15-05251

District of Minnesota

WOOD v. PFIZER, INC., C.A. No. 0:15-02048

Southern District of New York

ROSENWEIN, ET AL. v. PFIZER, INC., C.A. No. 1:15-02278

LEBLANC, ET AL. v. PFIZER, INC., C.A. No. 1:15-02650

MCCARTHY, ET AL. v. PFIZER, INC., C.A. No. 1:15-02652

CUSIMANO, ET AL. v. PFIZER, INC., C.A. No. 1:15-02654

HOLLEY v. PFIZER, INC., C.A. No. 1:15-02659

GARDINER v. PFIZER, INC., C.A. No. 1:15-03350

Middle District of North Carolina

KELLY v. PFIZER, INC., C.A. No. 1:15-00842

Western District of North Carolina

HOFFMAN v. PFIZER, INC., C.A. No. 3:15-00472

MDL No. 2692 – **IN RE: THE GREAT WEST CASUALTY COMPANY INSURANCE LITIGATION**

Motion of plaintiff David Johnson to transfer the following actions to the United States District Court for the District of Columbia:

Northern District of Illinois

JOHNSON v. GREAT WEST CASUALTY COMPANY, ET AL., C.A. No. 1:14-07858

District of Montana

GREAT WEST CASUALTY COMPANY v. WOODY'S TRUCKING, LLC,  
C.A. No. 1:15-00081

Eastern District of Tennessee

FIELDS v. GREAT WEST CASUALTY COMPANY, C.A. No. 1:15-00117

MDL No. 2693 – **IN RE: VIZIO, INC., CONSUMER PRIVACY LITIGATION**

Motion of plaintiff Daniel Levine to transfer the following actions to the United States District Court for the Central District of California and motion, as amended, of defendants Vizio, Inc.; Vizio Holdings, Inc.; Vizio Inscape Services, LLC; and Vizio Inscape Technologies, LLC to transfer the following actions to the United States District Court for the Central District of California:

Eastern District of Arkansas

OGLE, ET AL. v. VIZIO, INC., C.A. No. 4:15-00754

Central District of California

WATTS, ET AL. v. VIZIO HOLDINGS, INC., ET AL., C.A. No. 8:15-01860  
WEISS v. VIZIO, INC., C.A. No. 8:15-01984

HODGES, ET AL. v. VIZIO, INC., ET AL., C.A. No. 8:15-02090  
LEVINE v. VIZIO, INC., C.A. No. 8:15-02151  
SLOAN v. VIZIO, INC., ET AL., C.A. No. 8:15-02166  
MILEWSKI v. VIZIO HOLDINGS, INC., ET AL., C.A. No. 8:16-00156

Northern District of California

REED v. COGNITIVE MEDIA NETWORKS, INC., ET AL., C.A. No. 3:15-05217  
JEWETT, ET AL. v. VIZIO, INC., ET AL., C.A. No. 3:15-06281  
EDDY v. VIZIO, INC., ET AL., C.A. No. 3:16-00167  
ANDERSON v. VIZIO, INC., ET AL., C.A. No. 3:16-00409

Middle District of Florida

CRAIG v. VIZIO, INC., C.A. No. 5:16-00026

Southern District of Florida

DASSA, ET AL. v. VIZIO HOLDINGS, INC., ET AL., C.A. No. 9:16-80130

Northern District of Illinois

MASON v. VIZIO HOLDINGS, INC., ET AL., C.A. No. 1:15-11288

Northern District of Indiana

PAGOREK v. VIZIO, INC., ET AL., C.A. No. 2:15-00472

**MDL No. 2694 – IN RE: SHUNTAY BROWN LITIGATION (NO. II)**

Motion of plaintiff Shuntay Brown to transfer the following actions to the United States District Court for the Northern District of Illinois:

Northern District of Alabama

MAY v. SOCIAL SECURITY ADMINISTRATION, COMMISSIONER,  
C.A. No. 7:15-02297

Northern District of Illinois

BROWN v. COLVIN, C.A. No. 1:16-00200

**MDL No. 2695 – IN RE: SANTA FE NATURAL TOBACCO COMPANY MARKETING  
AND SALES PRACTICES LITIGATION**

Motion of plaintiffs Ceyhan Haksal, et al., to transfer the following actions to the United States District Court for the District of New Mexico:

Northern District of California

BRATTAIN v. SANTA FE NATURAL TOBACCO COMPANY, INC., ET AL.,  
C.A. No. 4:15-04705

Southern District of Florida

SPROULE v. SANTA FE NATURAL TOBACCO COMPANY, INC., ET AL.,  
C.A. No. 0:15-62064

District of New Mexico

DUNN v. SANTA FE NATURAL TOBACCO COMPANY, INC., C.A. No. 1:15-01142  
HAKSAL, ET AL. v. SANTA FE NATURAL TOBACCO COMPANY, INC., ET AL.,  
C.A. No. 1:15-01163

Southern District of New York

ROTHMAN v. SANTA FE NATURAL TOBACCO COMPANY, INC., ET AL.,  
C.A. No. 7:15-08622

**MDL No. 2697 – IN RE: MONSANTO PCB WATER CONTAMINATION LITIGATION**

Motion of plaintiffs City of San Jose, City of Oakland, City of Berkeley, City of San Diego, City of Spokane, and City of Seattle to transfer the following actions to the United States District Court for the Northern District of California:

Northern District of California

CITY OF SAN JOSE v. MONSANTO COMPANY, ET AL., C.A. No. 5:15-03178  
CITY OF OAKLAND v. MONSANTO COMPANY, ET AL., C.A. No. 5:15-05152  
CITY OF BERKELEY v. MONSANTO COMPANY, ET AL., C.A. No. 5:16-00071

Southern District of California

SAN DIEGO UNIFIED PORT DISTRICT, ET AL., v. MONSANTO COMPANY,  
ET AL., C.A. No. 3:15-00578



Eastern District of Washington

CITY OF SPOKANE v. MONSANTO COMPANY, ET AL., C.A. No. 2:15-00201

Western District of Washington

CITY OF SEATTLE v. MONSANTO COMPANY, ET AL., C.A. No. 2:16-00107

MDL No. 2698 - **IN RE: HELICOPTER CRASH NEAR SAVANNAH, GEORGIA, ON  
JANUARY 15, 2014.**

Motion of plaintiffs Colette Carpenter, et al., to transfer the following actions to the United States District Court for the Southern District of Georgia:

District of Arizona

CARPENTER, ET AL. v. BAE SYSTEMS PROTECTION SYSTEMS  
INCORPORATED, ET AL., C.A. No. 2:15-01694

Central District of California

CARPENTER, ET AL. v. PROTOTYPE ENGINEERING AND MANUFACTURING,  
INC., ET AL., C.A. No. 2:14-07793

District of Connecticut

CARPENTER, ET AL. v. SIKORSKY AIRCRAFT CORPORATION, ET AL.,  
C.A. No. 3:15-01582

Northern District of Texas

CARPENTER, ET AL. v. L-3 COMMUNICATIONS INTEGRATED SYSTEMS, LP,  
C.A. No. 3:15-02438

MDL No. 2699 – **IN RE: DENTAL EQUITIES, LLC, TELEPHONE CONSUMER PROTECTION ACT (TCPA) LITIGATION**

Motion of plaintiff Florence Mussat, M.D., S.C., to transfer the following actions to the United States District Court for the Northern District of Illinois:

Middle District of Florida

SCOMA CHIROPRACTIC, P.A. v. DENTAL EQUITIES, LLC, ET AL.,  
C.A. No. 2:16-00041

Northern District of Illinois

MUSSAT, M.D., S.C. v. SHAHMOHAMMADI, ET AL., C.A. No. 1:16-00171

MDL No. 2700 – **IN RE: GENENTECH HERCEPTIN (TRASTUZUMAB) MARKETING AND SALES PRACTICES LITIGATION**

Motion of plaintiffs Florida Cancer Specialists, P.L.; Minnesota Oncology Hematology, P.A.; North Shore Hematology-Oncology Associates, P.A.; Hematology-Oncology Associates of Central New York, P.C.; Tulsa Cancer Institute, PLLC, et al.; Tennessee Oncology, PLLC; Cancer Care Centers of South Texas, P.A.; Virginia Oncology Associates, P.C.; and Virginia Cancer Institute Incorporated to transfer the following actions to the United States District Court for the Northern District of Oklahoma:

Middle District of Florida

FLORIDA CANCER SPECIALISTS, P.L. v. GENENTECH, INC., C.A. No. 2:16-00086

District of Minnesota

MINNESOTA ONCOLOGY HEMATOLOGY, P.A. v. GENENTECH, INC.,  
C.A. No. 0:16-00245

Eastern District of New York

NORTH SHORE HEMATOLOGY-ONCOLOGY ASSOCIATES, P.C. v. GENENTECH, INC., C.A. No. 2:16-00539

Northern District of New York

HEMATOLOGY-ONCOLOGY ASSOCIATES OF CENTRAL NEW YORK, P.C. v. GENENTECH, INC., C.A. No. 5:16-00121

Northern District of Oklahoma

TULSA CANCER INSTITUTE, PLLC, ET AL. v. GENENTECH, INC.,  
C.A. No. 4:15-00157

Middle District of Tennessee

TENNESSEE ONCOLOGY, PLLC v. GENENTECH, INC., C.A. No. 3:16-00190

Western District of Texas

CANCER CARE NETWORK OF SOUTH TEXAS, P.A. v. GENENTECH, INC.,  
C.A. No. 5:16-00127

Eastern District of Virginia

VIRGINIA ONCOLOGY ASSOCIATES, P.C. v. GENENTECH, INC.,  
C.A. No. 2:16-00049  
VIRGINIA CANCER INSTITUTE INCORPORATED v. GENENTECH, INC.,  
C.A. No. 3:16-00070

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

**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 Ralph D. Brown and Jimmie Vickers to transfer of their respective following actions to the United States District Court for the Eastern District of Louisiana:

Middle District of Florida

BROWN v. BP AMERICA PRODUCTION COMPANY, ET AL.,  
C.A. No. 8:15-02896

Southern District of Mississippi

VICKERS v. REUB & MOTTA, ATTORNEY'S AT LAW, ET AL., C.A. No. 1:16-00003

**MDL No. 2186 – IN RE: FRESH AND PROCESS POTATOES ANTITRUST  
LITIGATION**

Motion of plaintiffs Winn-Dixie Stores, Inc., et al., to transfer the following action to the United States District Court for the District of Idaho:

Middle District of Florida

WINN-DIXIE STORES, INC., ET AL. v. UNITED POTATO GROWERS OF  
AMERICA, INC., ET AL., C.A. No. 3:15-01243

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

Oppositions of plaintiffs Rolla James Silkwood, et al., and Bobby Nolen Nutty, et al., and defendants Stephen Davenport, M.D. and Orthopedic Associates, Inc., to transfer of their respective following actions to the United States District Court for the Northern District of California:

Western District of Oklahoma

SILKWOOD, ET AL. v. DEPUY ORTHOPAEDICS, INC., ET AL., C.A. No. 5:15-01373  
NUTTY, ET AL. v. DEPUY ORTHOPAEDICS, INC., ET AL., C.A. No. 5:15-01374

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

Opposition of plaintiff Daniel Shotts to transfer of the following action to the United States District Court for the Southern District of California:

Middle District of Florida

SHOTTS v. PORTFOLIO RECOVERY ASSOCIATES, LLC, C.A. No. 2:15-00776

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

Opposition of plaintiff Mary Leach to transfer of the following action to the United States District Court for the Western District of Louisiana:

District of Delaware

LEACH v. TAKEDA PHARMACEUTICALS AMERICA, INC., ET AL.,  
C.A. No. 1:16-00006

MDL No. 2323 – **IN RE: NATIONAL FOOTBALL LEAGUE PLAYERS' CONCUSSION INJURY LITIGATION**

Opposition of plaintiffs John Thomas J.T. Smith, et al., to transfer of the following action to the United States District Court for the Eastern District of Pennsylvania:

Eastern District of Missouri

SMITH, ET AL. v. ARIZONA CARDINALS FOOTBALL CLUB, LLC,  
C.A. No. 4:15-01903

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

Motion of plaintiffs Tammy L. Parker; Chelsea Stewart, et al.; and Lori Hoffman to remand, under 28 U.S.C. § 1407(a), their respective following actions to their respective transferor courts:

Middle District of Tennessee

PARKER v. BOSTON SCIENTIFIC CORPORATION, C.A. No. 3:12-00294

District of Utah

STEWART, ET AL. v. BOSTON SCIENTIFIC, C.A. No. 2:12-00647  
HOFFMAN v. BOSTON SCIENTIFIC, C.A. No. 2:12-00746

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

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

Northern District of Illinois

J.H., ET AL. v. PFIZER, INC., ET AL., C.A. No. 1:16-00302

MDL No. 2452 – **IN RE: INCRETIN-BASED THERAPIES PRODUCTS LIABILITY  
LITIGATION**

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

District of New Jersey

ESTATE OF JANICE MCDANIEL, ET AL. v. AMYLIN PHARMACEUTICALS,  
LLC, ET AL., C.A. No. 1:15-08310

MDL No. 2587 – **IN RE: INTRAMTA SWITCHED ACCESS CHARGES LITIGATION**

Motion of plaintiffs CenturyLink Communications, LLC, et al., to transfer the following actions to the United States District Court for the Northern District of Texas:

District of Colorado

CENTURYLINK COMMUNICATIONS, LLC, ET AL. v. LEVEL 3  
COMMUNICATIONS, LLC, ET AL., C.A. No. 1:16-00003  
ARLINGTON TELEPHONE COMPANY, ET AL. v. LEVEL 3 COMMUNICATIONS,  
LLC, ET AL., C.A. No. 1:16-00014

Central District of Illinois

ADAMS TELEPHONE CO-OPERATIVE, ET AL. v. LEVEL 3 COMMUNICATIONS,  
LLC, ET AL., C.A. No. 3:15-03357

Western District of Kentucky

DUO COUNTY TELEPHONE COOPERATIVE CORPORATION, INC., ET AL. v.  
LEVEL 3 COMMUNICATIONS, LLC, ET AL., C.A. No. 3:15-00904

Western District of Michigan

ACE TELEPHONE COMPANY OF MICHIGAN, INC., ET AL. v. LEVEL 3  
COMMUNICATIONS, LLC, ET AL., C.A. No. 1:16-00016

Eastern District of Missouri

BIG RIVER TELEPHONE COMPANY, LLC, ET AL. v. LEVEL 3  
COMMUNICATIONS, LLC, ET AL., C.A. No. 4:16-00049

Western District of Wisconsin

UNION TELEPHONE COMPANY, ET AL. v. LEVEL 3 COMMUNICATIONS,  
LLC, ET AL., C.A. No. 3:16-00036

MDL No. 2627 - **IN RE: LUMBER LIQUIDATORS CHINESE-MANUFACTURED  
FLOORING PRODUCTS MARKETING, SALES PRACTICES AND  
PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiff Stephen Benedetto to transfer of the following action to the United States District Court for the Eastern District of Virginia:

District of Arizona

BENEDETTO v. LUMBER LIQUIDATORS INCORPORATED, ET AL.,  
C.A. No. 2:15-02516

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

Oppositions of plaintiff Preston O. Martin and defendants Frederick Memorial Hospital, Inc.; Yeung Wook Lee, M.D.; and Capital Women's Care to transfer of the following action to the United States District Court for the District of Kansas:

District of Maryland

MARTIN v. JOHNSON & JOHNSON, ET AL., C.A. No. 8:15-03787

MDL No. 2672 – **IN RE: VOLKSWAGEN "CLEAN DIESEL" 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 Northern District of California:

District of Connecticut

PORISS v. GENE LANGAN VOLKSWAGEN OF CONNECTICUT, INC., ET AL.,  
C.A. No. 3:15-01837

Middle District of Florida

DETTLOFF v. LOKEY OLDSMOBILE, INC., ET AL., C.A. No. 8:15-02885

Western District of Kentucky

BYNUM v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 3:15-00810

Southern District of Mississippi

F. GERALD MAPLES, P.A. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 3:16-00001

MARTIN v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 3:16-00002

Eastern District of Missouri

BUNTIN, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 4:15-01892

District of Montana

BALLEW v. VW CREDIT, C.A. No. 9:15-00133  
GEBAUER, ET AL. v. JPMORGAN CHASE BANK, N.A., ET AL.,  
C.A. No. 9:15-00152

District of New Mexico

LEVY v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:15-01179



Eastern District of Pennsylvania

KOGAN v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 2:15-06681

Western District of Washington

BURR v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 2:16-00073

## 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.

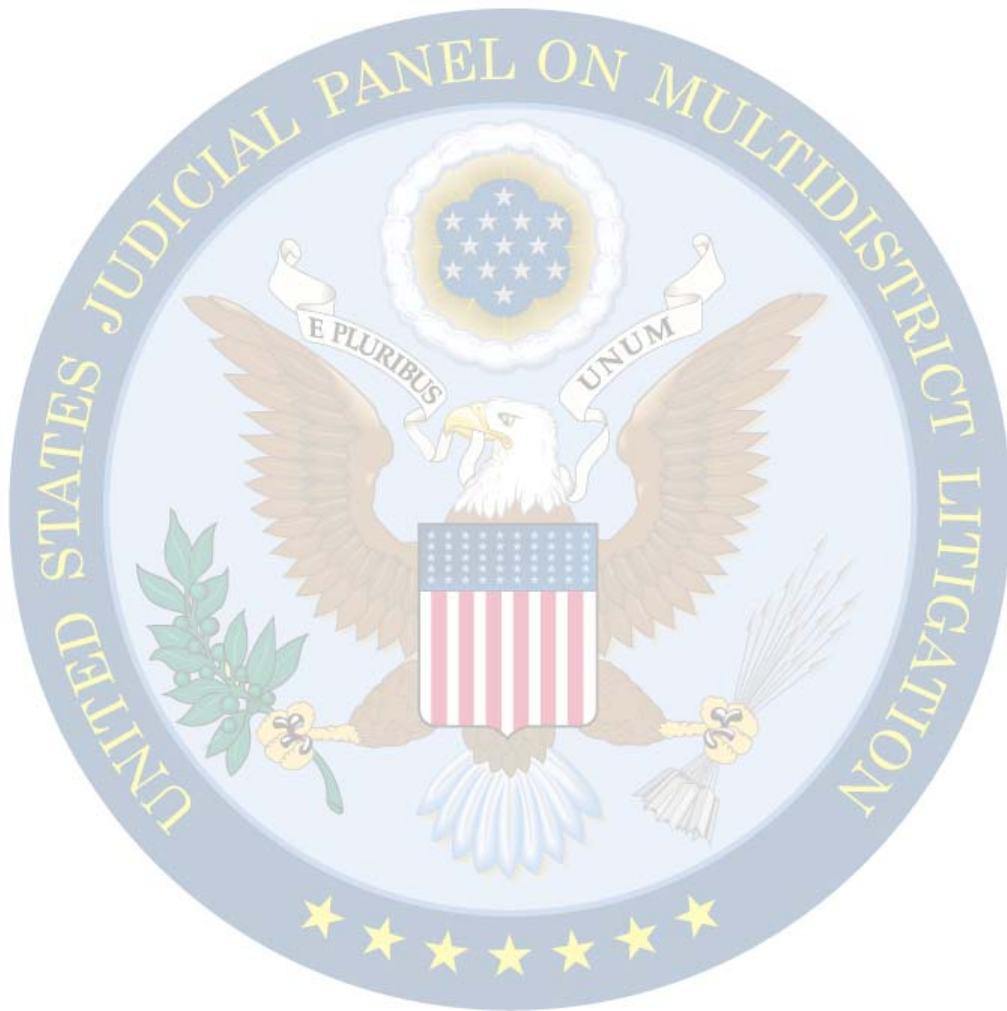
(d) Notification of Oral Argument. The Panel shall promptly notify counsel of those matters in which oral argument is scheduled, as well as those matters that the Panel will consider on the pleadings. The Clerk of the Panel shall require counsel to file and serve notice of their intent to either make 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.

# Hearing Session Order & Amendments



May 26, 2016

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**NOTICE OF HEARING SESSION**

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

DATE OF HEARING SESSION: **May 26, 2016**

LOCATION OF HEARING SESSION: Everett McKinley Dirksen  
United States Courthouse  
Courtroom No. 2525, 25th Floor  
219 South Dearborn Street  
Chicago, Illinois 60604

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 **May 9, 2016**. 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 Illinois

UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION

**HEARING SESSION ORDER**

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

IT IS ORDERED that on May 26, 2016, the Panel will convene a hearing session in Chicago, Illinois, 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  
May 26, 2016 -- Chicago, Illinois

**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. 2704 – IN RE: INTEREST RATE SWAPS ANTITRUST LITIGATION**

Motion of plaintiffs Public School Teachers' Pension and Retirement Fund of Chicago, et al., to transfer the following actions to the United States District Court for the Southern District of New York:

Northern District of Illinois

HARRISON COUNTY, MISSISSIPPI, ET AL. v. BANK OF AMERICA CORPORATION, ET AL., C.A. No. 1:16-02382

Southern District of New York

PUBLIC SCHOOL TEACHERS' PENSION AND RETIREMENT FUND OF CHICAGO v. BANK OF AMERICA CORPORATION, ET AL., C.A. No. 1:15-09319

**MDL No. 2705 – IN RE: 100% GRATED PARMESAN CHEESE MARKETING AND SALES PRACTICES LITIGATION**

Motion of plaintiffs Richard Evans, Taniesha Harwell, Michael Greene, Jose Brown, Dallas Moreno, Debra Jackson, Andrew Mateki, and Beverly Schulze to transfer the following actions to the United States District Court for the Eastern District of Missouri:

Central District of California

BUSTAMANTE, ET AL. v. WAL-MART STORES, INC., ET AL., C.A. No. 2:16-01265

Northern District of California

LEWIN v. KRAFT HEINZ FOODS COMPANY, C.A. No. 3:16-00823

Northern District of Florida

BROWN v. WAL-MART STORES, INC., C.A. No. 1:16-00050  
GREENE v. KRAFT HEINZ FOOD COMPANY, C.A. No. 3:16-00077

Northern District of Illinois

AVERHART v. KRAFT HEINZ FOODS COMPANY, C.A. No. 1:16-02626

Southern District of Illinois

SCHULZE v. WAL-MART STORES, INC., C.A. No. 3:16-00208  
MATECKI v. KRAFT HEINZ FOOD COMPANY, C.A. No. 3:16-00209

District of Minnesota

JACKSON v. WAL-MART STORES, INC., C.A. No. 0:16-00498  
MORENO v. KRAFT HEINZ FOODS COMPANY, C.A. No. 0:16-00499

Eastern District of Missouri

EVANS v. KRAFT HEINZ FOOD COMPANY, C.A. No. 4:16-00257  
HARWELL v. WAL-MART STORES, INC., C.A. No. 4:16-00265

Eastern District of New York

ADER, ET AL. v. KRAFT HEINZ FOODS COMPANY, C.A. No. 2:16-00963

Southern District of New York

MOSCHETTA v. WAL-MART STORES, INC., C.A. No. 7:16-01377

MDL No. 2706 - **IN RE: CORDARONE (AMIODARONE HYDROCHLORIDE)  
MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY  
LITIGATION**

Motion of plaintiff Heather Moore Cook to transfer the following actions to the United States District Court for the Western District of Texas:

Northern District of Alabama

ALLAIN v. WYETH-AYERST LABORATORIES, INC., ET AL.,  
C.A. No. 2:14-00280



COOK v. WYETH PHARMACEUTICALS, INC., ET AL., C.A. No. 2:15-00529

Northern District of California

COLLETTE v. WYETH PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-01034

Northern District of Illinois

HERNANDEZ v. WYETH-AYERST LABORATORIES, INC., ET AL.,  
C.A. No. 1:15-11176

Eastern District of Kentucky

MOORE v. WYETH-AYERST LABORATORIES, INC., ET AL.,  
C.A. No. 3:16-00017

Eastern District of North Carolina

PERDUE v. WYETH PHARMACEUTICALS, INC., ET AL., C.A. No. 4:15-00208

Western District of Texas

RUSK, ET AL. v. SANDOZ INC., C.A. No. 1:14-00549  
PRIEST v. SANDOZ INC., C.A. No. 1:15-00822

Western District of Wisconsin

MARVIN, ET AL. v. SANDOZ INCORPORATED, ET AL., C.A. No. 3:15-00749

**MDL No. 2707 - IN RE: KRAFT 100% GRATED PARMESAN CHEESE MARKETING  
AND SALES PRACTICES LITIGATION**

Motion of plaintiffs Rosemary Quinn, et al., to transfer the following actions to the  
United States District Court for the Southern District of New York:

Northern District of California

LEWIN v. KRAFT HEINZ FOODS COMPANY, C.A. No. 3:16-00823

Northern District of Florida

GREENE v. KRAFT HEINZ FOOD COMPANY, C.A. No. 3:16-00077

Northern District of Illinois

AVERHART v. KRAFT HEINZ FOODS COMPANY, C.A. No. 1:16-02626  
HECHMER, ET AL. v. KRAFT HEINZ FOODS COMPANY, ET AL.,  
C.A. No. 1:16-02687

Southern District of Illinois

MATECKI v. KRAFT HEINZ FOOD COMPANY, C.A. No. 3:16-00209

District of Minnesota

MORENO v. KRAFT HEINZ FOODS COMPANY, C.A. No. 0:16-00499

Eastern District of Missouri

EVANS v. KRAFT HEINZ FOOD COMPANY, C.A. No. 4:16-00257

Eastern District of New York

ADER, ET AL. v. KRAFT HEINZ FOODS COMPANY, C.A. No. 2:16-00963

Southern District of New York

QUINN, ET AL. v. THE KRAFT HEINZ COMPANY, C.A. No. 7:16-01471

MDL No. 2708 - **IN RE: WAL-MART GREAT VALUE 100% GRATED PARMESAN  
CHEESE MARKETING AND SALES PRACTICES LITIGATION**

Motion of plaintiffs Alan Ducorsky, et al., to transfer the following actions to the United States District Court for the Southern District of New York:

Central District of California

BUSTAMANTE, ET AL. v. WAL-MART STORES, INC., ET AL.,  
C.A. No. 2:16-01265

Northern District of Florida

BROWN v. WAL-MART STORES, INC., C.A. No. 1:16-00050

Northern District of Illinois

HECHMER, ET AL. v. KRAFT HEINZ FOODS COMPANY, ET AL.,  
C.A. No. 1:16-02687

Southern District of Illinois

SCHULZE v. WAL-MART STORES, INC., C.A. No. 3:16-00208

District of Minnesota

JACKSON v. WAL-MART STORES, INC., C.A. No. 0:16-00498

Eastern District of Missouri

HARWELL v. WAL-MART STORES, INC., C.A. No. 4:16-00265

Southern District of New York

MOSCHETTA v. WAL-MART STORES, INC., C.A. No. 7:16-01377  
DUCORSKY, ET AL. v. WAL-MART STORES, INC., C.A. No. 7:16-01571

**MDL No. 2709 - IN RE: DOLLAR GENERAL CORP. MOTOR OIL MARKETING AND  
SALES PRACTICES LITIGATION**

Motion of defendants Dollar General Corporation; Dolgencorp, LLC; and DG Retail, LLC to transfer the following actions to the United States District Court for the Eastern District of Michigan, or in the alternative, to the United States District Court for the Western District of Missouri or the United States District Court for the Southern District of Florida:

Western District of Arkansas

WAIT v. DOLLAR GENERAL CORPORATION, ET AL., C.A. No. 5:16-05036

Central District of California

VEGA v. DOLGENCORP LLC, C.A. No. 5:16-00242

District of Colorado

BROWN v. DOLLAR GENERAL CORPORATION, ET AL., C.A. No. 1:16-00310

Southern District of Florida

BARFOOT, ET AL. v. DOLGENCORP, LLC, C.A. No. 1:15-24662

Northern District of Illinois

SOLIS v. DOLLAR GENERAL, ET AL., C.A. No. 1:16-02196

District of Kansas

MEYER v. DOLLAR GENERAL CORPORATION, ET AL., C.A. No. 2:16-02091

Eastern District of Kentucky

FOPPE v. DOLLAR GENERAL CORPORATION, ET AL., C.A. No. 2:16-00026

District of Maryland

MCCORMICK v. DOLGENCORP, LLC, C.A. No. 1:15-03939

Eastern District of Michigan

GOOEL v. DOLGENCORP, LLC, C.A. No. 2:16-10439

District of Minnesota

SHEEHY v. DOLLAR GENERAL CORPORATION, ET AL., C.A. No. 0:16-00319

Western District of Missouri

OREN v. DOLLAR GENERAL CORPORATION, ET AL., C.A. No. 4:16-00105

District of Nebraska

HARVEY v. DOLLAR GENERAL CORPORATION, ET AL., C.A. No. 8:16-00072

District of New Jersey

FLINN v. DOLGENCORP, LLC, C.A. No. 1:15-08713

Southern District of New York

GADSON v. DOLGENCORP, LLC, C.A. No. 1:16-00952

Southern District of Ohio

FRUHLING v. DOLLAR GENERAL CORPORATION, ET AL., C.A. No. 1:16-00300

Northern District of Oklahoma

SISEMORE v. DOLGENCORP, LLC, C.A. No. 4:15-00724

Southern District of Texas

DECK v. DOLLAR GENERAL CORPORATION, C.A. No. 4:15-03680

District of Vermont

HILL v. DOLGENCORP, LLC, C.A. No. 2:16-00026

MDL No. 2710 – **IN RE: COMCAST CORP. WAGE AND HOUR EMPLOYMENT  
PRACTICES LITIGATION**

Motion of plaintiffs to transfer the following actions to the United States District Court  
for the Northern District of California:

Central District of California

ZIMMERMAN, ET AL. v. COMCAST CABLE COMMUNICATIONS  
MANAGEMENT, LLC, ET AL., C.A. No. 2:15-08224

Eastern District of California

LANDIN, JR., ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 1:15-01416  
HALL v. COMCAST OF CONTRA COSTA, INC., ET AL., C.A. No. 1:15-01484  
FLORES, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 1:15-01521  
DAVIS, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 1:15-01544  
GRIMES, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 1:15-01596  
MCBRIDE, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 2:15-01965

ELKINS, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 2:15-02075  
PAEZ, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 2:15-02149  
COOK, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 2:15-02152  
HUFFMAN, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 2:15-02186

Northern District of California

CANADAY, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 4:15-04648  
ORTEGA, JR., ET AL. v. COMCAST, ET AL., C.A. No. 4:15-04676  
WILLIAMS, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 4:15-04732  
VALENCIA, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 4:15-04771  
COLEMAN, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 4:15-04782  
NELSON, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 4:15-04793  
DUBOIS, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 4:15-04809  
PETERS, ET AL. v. COMCAST CORPORATION, ET AL., C.A. No. 4:15-04869

**MDL No. 2711 - IN RE: TRADER JOE'S COMPANY TUNA MARKETING AND SALES  
PRACTICES LITIGATION**

Motion of plaintiff Kathy Aliano to transfer the following actions to the United States District Court for the Central District of California or in the alternative, to the United States District Court for the Northern District of Illinois:

Central District of California

JOSEPH v. TRADER JOES COMPANY, C.A. No. 2:16-01371

Northern District of Illinois

ALIANO v. TRADER JOE'S COMPANY, C.A. No. 1:16-02623

Southern District of New York

MAGIER, ET AL. v. TRADER JOE'S COMPANY, ET AL., C.A. No. 1:16-00043

MDL No. 2712 – **IN RE: AIR CRASH OVER THE SOUTHERN INDIAN OCEAN, ON  
MARCH 8, 2014**

Motion of defendants Malaysian Airline System Berhad and Malaysia Airlines Berhad to transfer the following actions to the United States District Court for the Northern District of Illinois:

Central District of California

ZHANG, ET AL. v. MALAYSIA AIRLINES BERHAD, ET AL., C.A. No. 2:16-01549

District of District of Columbia

WOOD v. MALAYSIA AIRLINES BERHAD, ET AL., C.A. No. 1:16-00053  
GASPARD v. MALAYSIA AIRLINES BERHAD, ET AL., C.A. No. 1:16-00419  
SMITH v. MALAYSIA AIRLINES BERHAD, ET AL., C.A. No. 1:16-00439

Northern District of Illinois

GANGULI v. MALAYSIA AIRLINES BERHAD, ET AL., C.A. No. 1:15-11832

Southern District of New York

RIES v. MALAYSIAN AIRLINE SYSTEM BERHAD, C.A. No. 1:16-00690  
HUANG, ET AL. v. MALAYSIA AIRLINES BERHAD, ET AL., C.A. No. 1:16-00890  
KANAN, ET AL. v. MALAYSIA AIRLINES SYSTEM BERHAD, ET AL.,  
C.A. No. 1:16-01728

MDL No. 2713 – **IN RE: FEDERAL HOUSING FINANCE AGENCY, ET AL.,  
PREFERRED STOCK PURCHASE AGREEMENTS THIRD  
AMENDMENT LITIGATION**

Motion of defendant Federal Housing Finance Agency to transfer the following actions to the United States District Court for the District of Columbia:

District of Delaware

JACOBS, ET AL. v. FEDERAL HOUSING FINANCE AGENCY, ET AL.,  
C.A. No. 1:15-00708

Northern District of Illinois

ROBERTS, ET AL. v. FEDERAL HOUSING FINANCE AGENCY, ET AL.,  
C.A. No. 1:16-02107

Northern District of Iowa

SAXTON, ET AL. v. FEDERAL HOUSING FINANCE AGENCY, ET AL.,  
C.A. No. 1:15-00047

Eastern District of Kentucky

ROBINSON v. FEDERAL HOUSING FINANCE AGENCY, ET AL.,  
C.A. No. 7:15-00109

MDL No. 2714 - **IN RE: L-3 COMMUNICATIONS EOTECH HOLOGRAPHIC  
WEAPON SIGHTS MARKETING AND SALES PRACTICES  
LITIGATION**

Motion of plaintiffs Timothy Braginton, et al., to transfer the following actions to the  
United States District Court for the Eastern District of Michigan:

Eastern District of Michigan

PITTMAN v. L-3 COMMUNICATIONS EOTECH, INC., ET AL.,  
C.A. No. 2:16-11051  
BRAGINTON, ET AL. v. L-3 COMMUNICATIONS EOTECH, INC., ET AL.,  
C.A. No. 2:16-11053

Western District of Missouri

FOSTER v. L-3 COMMUNICATIONS EOTECH, INC., ET AL., C.A. No. 6:15-03519  
ROLFES, ET AL. v. L-3 COMMUNICATIONS EOTECH, INC., ET AL.,  
C.A. No. 4:16-00095



MDL No. 2715 – **IN RE: FRESH DAIRY PRODUCTS ANTITRUST LITIGATION  
(NO. III)**

Motion of plaintiffs Winn-Dixie Stores, Inc., et al., to transfer the following actions to the United States District Court for the Southern District of Illinois:

Middle District of Florida

WINN-DIXIE STORES, INC., ET AL. v. SOUTHEAST MILK, INC., ET AL.,  
C.A. No. 3:15-01143

Southern District of Illinois

FIRST IMPRESSIONS SALON, INC. v. NATIONAL MILK PRODUCERS  
FEDERATION, ET AL., C.A. No. 3:13-00454  
BELLE FOODS TRUST, ET AL. v. NATIONAL MILK PRODUCERS  
FEDERATION, ET AL., C.A. No. 3:14-01014  
PIGGLY WIGGLY MIDWEST, LLC, ET AL. v. NATIONAL MILK PRODUCERS  
FEDERATION, ET AL., C.A. No. 3:15-00750

MDL No. 2716 – **IN RE: CREDIT PROTECTION ASSOCIATION, L.P., TELEPHONE  
CONSUMER PROTECTION ACT (TCPA) LITIGATION**

Motion of defendant Credit Protection Association, L.P., to transfer the following actions to the United States District Court for the Northern District of Texas:

District of Arizona

HERMANSON v. CREDIT PROTECTION ASSOCIATION LP, C.A. No. 2:15-02049

Middle District of Florida

BLOUNT, ET AL. v. CREDIT PROTECTION ASSOCIATION, LP,  
C.A. No. 8:15-01309  
RUSSO, ET AL. v. CREDIT PROTECTION ASSOCIATION, LP,  
C.A. No. 8:15-02636  
MONTANEZ, ET AL. v. CREDIT PROTECTION ASSOCIATION, LP,  
C.A. No. 8:16-00267

Southern District of Florida

ALANIA v. CREDIT PROTECTION ASSOCIATION, LP, C.A. No. 1:16-21072

Northern District of Texas

ADAMS, ET AL. v. CREDIT PROTECTION ASSOCIATION LP,  
C.A. No. 3:15-03239  
WATSON, ET AL. v. CREDIT PROTECTION ASSOCIATION LP,  
C.A. No. 3:16-00064

Southern District of Texas

MORRIS, ET AL. v. CREDIT PROTECTION ASSOCIATION, LP,  
C.A. No. 3:15-00154

MDL No. 2717 - **IN RE: ENHANCED RECOVERY COMPANY, LLC, TELEPHONE  
CONSUMER PROTECTION ACT (TCPA) LITIGATION (NO. II)**

Motion of Plaintiff Sherryl Medina to transfer the following actions to the United States  
District Court for the Central District of California:

Central District of California

ALLEN v. ENHANCED RECOVERY COMPANY, LLC, C.A. No. 5:15-00806  
WILLIAMS v. ENHANCED RECOVERY COMPANY, LLC, C.A. No. 8:15-00265

Eastern District of California

COOK v. ENHANCED RECOVERY COMPANY, C.A. No. 2:16-00248

Southern District of Florida

MEDINA v. ENHANCED RECOVERY COMPANY, LLC, C.A. No. 2:15-14342

MDL No. 2718 - **IN RE: QUAKER OATS MAPLE & BROWN SUGAR INSTANT  
OATMEAL MARKETING AND SALES PRACTICES LITIGATION**

Motion of Plaintiff Mario Aliano to transfer the following actions to the United States  
District Court for the Northern District of Illinois:

Central District of California

EISENLORD v. THE QUAKER OATS COMPANY, ET AL., C.A. No. 2:16-01442

Northern District of Illinois

ALIANO v. THE QUAKER OATS COMPANY, C.A. No. 1:16-03087

District of New Jersey

GATES v. THE QUAKER OATS COMPANY, C.A. No. 1:16-01944

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

MDL No. 1446 – **IN RE: ENRON CORP. SECURITIES, DERIVATIVE & "ERISA" LITIGATION**

Motion of plaintiffs Silvercreek Management, Inc., et al., to remand, under 28 U.S.C. § 1407(a), the following action to the United States District Court for the Southern District New York:

Southern District of New York

SILVERCREEK MGT, INC., ET AL. v. CITIGROUP INC., ET AL.,  
C.A. No. 1:02-08881

MDL No. 1880 – **IN RE: PAPST LICENSING DIGITAL CAMERA PATENT LITIGATION**

Motions of defendants Samsung Electronics America, Inc.; Samsung Electronics Co. Ltd.; Lenovo (United States) Inc.; Motorola Mobility LLC; Huawei Technologies Co., Ltd.; Huawei Technologies USA, Inc.; LG Electronics, Inc.; LG Electronics U.S.A., Inc.; and LG Electronics Mobilecomm U.S.A., Inc., to transfer their respective following actions to the United States District Court for the District of Columbia:

Eastern District of Texas

PAPST LICENSING GMBH & CO., KG v. LG ELECTRONICS, INC., ET AL.,  
C.A. No. 6:15-01099  
PAPST LICENSING GMBH & CO., KG v. SAMSUNG ELECTRONICS CO. LTD.,  
ET AL., C.A. No. 6:15-01102  
PAPST LICENSING GMBH & CO., KG v. LENOVO (UNITED STATES), INC.,  
ET AL., C.A. No. 6:15-01111  
PAPST LICENSING GMBH & CO., KG v. HUAWEI TECHNOLOGIES CO., LTD.,  
ET AL., C.A. No. 6:15-01115

MDL No. 2063 – **IN RE: OPPENHEIMER ROCHESTER FUNDS GROUP SECURITIES LITIGATION**

Motion of defendants OppenheimerFunds, Inc.; OppenheimerFunds Distributor, Inc.; Scott Cottier; Ronald H. Fielding; Daniel G. Loughran; John V. Murphy; Troy E. Willis; Brian W. Wixted; MassMutual Life Insurance Co.; the Oppenheimer California Municipal Fund; David K. Downes; Matthew P. Fink; Robert G. Galli; Phillip A. Griffiths; Mary F. Miller; Joel W. Motley; Kenneth A. Randall; Russell S. Reynolds, Jr.; Joseph M. Wikler; Peter I. Wold; Brian F. Wruble; and Clayton K. Yeutter to remand, under 28 U.S.C. § 1407(a), the following actions to the United States District Court for the Northern District California:

Northern District of California

RIVERA v. OPPENHEIMER CALIFORNIA MUNICIPAL FUND, ET AL.,

C.A. No. 3:09-00567

TACKMANN v. OPPENHEIMERFUNDS, INC., ET AL., C.A. No. 3:09-01184

LOWE v. OPPENHEIMER CALIFORNIA MUNICIPAL FUND, ET AL.,

C.A. No. 3:09-01243

MILHEM v. OPPENHEIMER CALIFORNIA MUNICIPAL FUND, ET AL.,

C.A. No. 3:09-01414

MDL No. 2151 – **IN RE: TOYOTA MOTOR CORP. UNINTENDED ACCELERATION MARKETING, SALES PRACTICES, AND PRODUCTS LIABILITY LITIGATION**

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

Southern District of Indiana

RICHARD v. TOYOTA MOTOR CORPORATION, ET AL., C.A. No. 1:15-01931

MDL No. 2159 – **IN RE: AUTOZONE, INC., WAGE AND HOUR EMPLOYMENT PRACTICES LITIGATION**

Opposition of plaintiff Jesus Lozacruz to transfer of the following action to the United States District Court for the Northern District of California:

Central District of California

LOZACRUZ v. AUTOZONERS LLC, C.A. No. 8:16-00049

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

Opposition of plaintiff Adrian Thomas to transfer of the following action to the United States District Court for the Northern District of Ohio:

Middle District of Pennsylvania

THOMAS v. DEPUY ORTHOPAEDICS, INC., C.A. No. 1:16-00474

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

Motion of defendant Boston Scientific Corporation to transfer the following action to the United States District Court for the Southern District of West Virginia:

Southern District of Texas

SALDIERNA v. BOSTON SCIENTIFIC CORPORATION, C.A. No. 4:16-00329

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

Opposition of plaintiff State of Louisiana to transfer of the following action to the United States District Court for the District of Massachusetts:

Middle District of Louisiana

STATE OF LOUISIANA v. FRESENIUS MEDICAL CARE AIRLINE, ET AL.,  
C.A. No. 3:16-00151

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

Opposition of plaintiff Michael C. Worsham to transfer of the *Worsham* action to the United States District Court for the Northern District of West Virginia and motion of defendants Alarm.com Incorporated and Alarm.com Holdings, Inc., to transfer the *Abante Rooter and Plumbing, Inc.*, action to the United States District Court for the Northern District of West Virginia:

Northern District of California

ABANTE ROOTER AND PLUMBING, INC., ET AL. v. ALARM.COM  
INCORPORATED, ET AL., C.A. No. 4:15-06314

District of Maryland

WORSHAM v. MONITRONICS INTERNATIONAL, INC., ET AL.,  
C.A. No. 1:16-00600

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

Oppositions of plaintiffs Debra Byrd, et al., and defendants Range Resources-Appalachia, LLC; Range Resources-Pine Mountain, Inc.; Pennsylvania Department of Transportation; Keith Shidemantle; Springboro Area Water Authority; Borough of Springboro; National Fuel Company; National Fuel Gas Corporation; National Fuel Gas Distribution Corporation; and National Fuel Gas Supply Corporation to transfer of the following action to the United States District Court for the Southern District of New York:

Western District of Pennsylvania

BYRD, ET AL. v. CHUPP'S COUNTRY CUPBOARD, ET AL., C.A. No. 2:16-00316

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

Oppositions of plaintiffs Lucille Goodlett Morris, et al.; Gary Mosbacher, et al.; and Mirna Aponte to transfer of their respective following actions to the United States District Court for the Eastern District of Louisiana:

Eastern District of Kentucky

MORRIS, ET AL. v. BLAKE, ET AL., C.A. No. 5:16-00081

Eastern District of Missouri

MOSBACHER, ET AL. v. JANSSEN RESEARCH & DEVELOPMENT, LLC,  
ET AL., C.A. No. 4:16-00232

Southern District of New York

APONTE v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 1:16-01088

**MDL No. 2617 – IN RE: ANTHEM, INC., CUSTOMER DATA SECURITY BREACH  
LITIGATION**

Opposition of plaintiff Simon Kaufman to transfer of the following action to the United States District Court for the Northern District of California:

Western District of Washington

KAUFMAN v. AMERIGROUP WASHINGTON, INC., ET AL., C.A. No. 2:16-00306

**MDL No. 2672 – IN RE: VOLKSWAGEN "CLEAN DIESEL" 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 Northern District of California:

Northern District of Alabama

MARINO v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 2:16-00280  
BENSON v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 5:16-00169  
SUMMERS v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 7:16-00168

Southern District of Alabama

CHADWICK v. VOLKSWAGON GROUP OF AMERICA, INC., C.A. No. 1:16-00042  
WAGNER v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 1:16-00069  
SCHARWATH v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00073

Central District of California

JOHN MAHAN, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-01970  
CHRIS PARKS v. PORSCHE CARS NORTH AMERICA, INC., C.A. No. 2:16-02036

District of Connecticut

SPRINGSTED, ET AL. v. VALENTI MOTORS, INC., ET AL., C.A. No. 3:16-00214

Eastern District of Louisiana

MCGOWAN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-02377



District of Minnesota

ARGUELLO, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 0:16-00211  
GUNDERSON v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 0:16-00213  
WERNER, ET AL. v. EICH MOTOR COMPANY, INC., ET AL., C.A. No. 0:16-00396  
BUFFINGTON, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 0:16-00666  
WILLETT v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 0:16-00727  
STICHA v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 0:16-00738  
DAVIS v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00748  
DETERMAN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00749  
EDENS v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00750  
HINDERSCHIED v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00751  
HISE v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00752  
MEYER, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00753  
LESSARD v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00754  
NYMAN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00755  
SCHAFBUCH v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00756  
THUFTIN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00757  
WITTENBERG v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00758  
TIANO v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00759  
WEEKES v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-00760

Eastern District of Missouri

FULLER, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 4:16-00106

District of New Jersey

HOFFMAN, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-01670

District of New Mexico

STATE OF NEW MEXICO, ET AL. v. VOLKSWAGEN GROUP OF AMERICA,  
INC., ET AL., C.A. No. 1:16-00147

Middle District of North Carolina

HIGGINS v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 1:16-00078

District of Oregon

FREEMAN, ET AL. v. VOLKSWAGEN GROUP OF AMERICA,  
C.A. No. 1:16-00363

EASLEY, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 2:16-00365

WRIGHT, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 3:16-00366

ALLEN, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 6:16-00360

FLYNN, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 6:16-00361

ALEXANDER, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 6:16-00367

Eastern District of Pennsylvania

LAWRENCE v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 5:16-00694

BOWERS, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 5:16-00727

Western District of Texas

BANDA, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-00255

MARTINEZ v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 5:16-00056

Western District of Washington

POPE v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 2:16-00146  
CALL v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 2:16-00158

MDL No. 2677 – **IN RE: DAILY FANTASY SPORTS LITIGATION**

Opposition of plaintiffs Samuel Lahoff and Michael DeGroot to transfer of the *Lahoff* and *DeGroot* actions to the United States District Court for the District of Massachusetts and motions of defendant FanDuel, Inc., to transfer the *Delgado*, *Leung*, and *Fischler* actions to the United States District Court for the District of Massachusetts:

Central District of California

DELGADO, ET AL. v. FANDUEL, INC., ET AL., C.A. No. 2:15-09907  
LEUNG v. FANDUEL, INC., C.A. No. 5:15-00835

District of New Mexico

LAHOFF v. FANDUEL, INC., C.A. No. 1:15-01134  
DEGROOT v. DRAFTKINGS, INC., C.A. No. 2:15-01122

Southern District of New York

FISCHLER v. FANDUEL, INC., C.A. No. 1:16-00989

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.

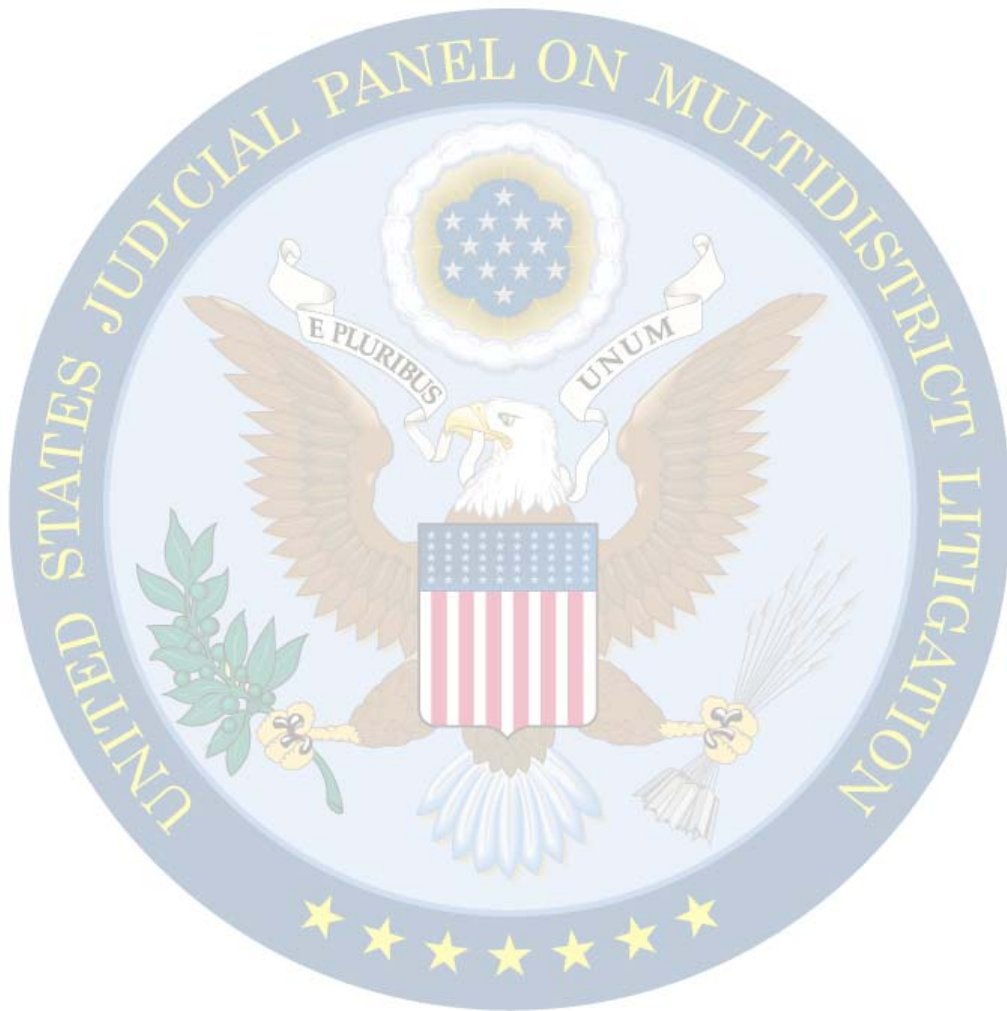
(d) Notification of Oral Argument. The Panel shall promptly notify counsel of those matters in which oral argument is scheduled, as well as those matters that the Panel will consider on the pleadings. The Clerk of the Panel shall require counsel to file and serve notice of their intent to either make 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.

# Hearing Session Order & Amendments



July 28, 2016

**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 28, 2016**

LOCATION OF HEARING SESSION: United States Courthouse  
Courtroom 18A, 18th Floor  
700 Stewart Street  
Seattle, Washington 98101-1271

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 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 Western District of Washington

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 28, 2016, the Panel will convene a hearing session in Seattle, Washington, 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 28, 2016 -- Seattle, Washington

**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. 2719 – **IN RE: THE HONEST COMPANY, INC., SODIUM LAURYL  
SULFATE (SLS) MARKETING AND SALES PRACTICES  
LITIGATION**

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

Central District of California

SEED v. THE HONEST COMPANY, INC., C.A. No. 2:16-01835  
ALHADEFF v. THE HONEST COMPANY, INC., C.A. No. 2:16-02361  
ALIANO, ET AL. v. THE HONEST COMPANY, C.A. No. 2:16-02394  
GOMEZ v. THE HONEST COMPANY, INC., C.A. No. 2:16-02439

Southern District of California

GLOVER v. THE HONEST COMPANY, INC., ET AL., C.A. No. 3:16-00812

Eastern District of Missouri

SMITH v. THE HONEST COMPANY, INC., C.A. No. 4:16-00406

MDL No. 2720 – **IN RE: UNITED HEALTHCARE SERVICES, INC., HARVONI  
(LEDIPASVIR AND SOFOSBUVIR) HEALTH INSURANCE  
LITIGATION**

Motion of defendants United Healthcare Services, Inc.; United Healthcare, Inc.; Neighborhood Health Partnership, Inc.; United Healthcare Life Insurance Co.; UnitedHealth Group, Inc.; Optum, Inc.; OptumRx, Inc.; United Healthcare Insurance Company; United Healthcare of Alabama, Inc.; United Healthcare of Arizona, Inc.; United Healthcare of Arkansas, Inc.; United Healthcare of Colorado, Inc.; United Healthcare of Florida, Inc.; United Healthcare of Georgia, Inc.; UnitedHealthcare of Illinois, Inc.; United Healthcare of Louisiana, Inc.; UnitedHealthcare of the Mid-Atlantic, Inc., United Healthcare of the Midlands, Inc., United Healthcare of the Midwest, Inc.; United Healthcare of Mississippi, Inc.; United Healthcare of Nevada, Inc.; UnitedHealthcare of New Jersey, Inc.; UnitedHealthcare of New York, Inc.; UnitedHealthcare of North Carolina, Inc.; United Healthcare of Tennessee, Inc.; United Healthcare of Texas, Inc.; United Healthcare of Utah; UnitedHealthcare of Wisconsin, Inc.; UnitedHealthcare of New England, Inc.; UnitedHealthcare of Ohio, Inc.; United Healthcare of Oregon, Inc.; United Healthcare of Washington, Inc.; United Healthcare of Kentucky, Ltd.; United Healthcare Insurance Company of Illinois; United Healthcare Insurance Company of New York; and United Healthcare Insurance Company of Ohio to transfer the following actions to the United States District Court for the Southern District of Florida:

Northern District of California

MURPHY v. UNITEDHEALTHCARE INSURANCE COMPANY,  
C.A. No. 5:15-03799

Southern District of Florida

JONES v. UNITEDHEALTH GROUP, INC., ET AL., C.A. No. 0:15-61144

District of Minnesota

PIEPER v. UNITEDHEALTH GROUP INCORPORATED, ET AL.,  
C.A. No. 0:16-00687

MDL No. 2722 – **IN RE: MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC,  
PATENT LITIGATION**

Motion of Time Warner Cable Inc.; Time Warner Cable Enterprises LLC; Time Warner Cable Texas LLC; Bright House Networks, LLC; Charter Communications Inc.; ARRIS Group, Inc.; Ubee Interactive, Inc.; and Brocade Communications Systems, Inc., to transfer the following actions to the United States District Court for the District of Delaware:

District of Delaware

ARRIS GROUP, INC. v. MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC, C.A. No. 1:16-00259  
UBEE INTERACTIVE, INC. v. MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC, C.A. No. 1:16-00260  
BRIGHT HOUSE NETWORKS, LLC v. MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC, C.A. No. 1:16-00277

Eastern District of Texas

MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. TIME WARNER CABLE INC., ET AL., C.A. No. 2:16-00007  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. BRIGHT HOUSE NETWORKS, LLC, ET AL., C.A. No. 2:16-00008  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. CHARTER COMMUNICATIONS, INC., C.A. No. 2:16-00009  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. COX COMMUNICATIONS, INC., C.A. No. 2:16-00010  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. ARUBA NETWORKS, INC., ET AL., C.A. No. 2:16-00012  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. BROCADE COMMUNICATIONS SYSTEMS, INC., C.A. No. 2:16-00013  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. JUNIPER NETWORKS, INC., C.A. No. 2:16-00014  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. RUCKUS WIRELESS, INC., C.A. No. 2:16-00466  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. AEROHIVE NETWORKS, INC., C.A. No. 2:16-00468  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. XIRRUS, INC., C.A. No. 2:16-00471  
MOBILE TELECOMMUNICATIONS TECHNOLOGIES, LLC v. FIRETIDE, INC., C.A. No. 2:16-00474

**MDL No. 2724 – IN RE: GENERIC DRUG PRICING ANTITRUST LITIGATION**

Motion of plaintiffs International Union of Operating Engineers Local 30 Benefits Fund, NECA-IBEW Welfare Trust Fund, Tulsa Firefighters Health & Welfare Trust, Twin Cities Pipe Trades Welfare Fund, Edward Carpinelli, Fraternal Order of Police, Miami Lodge 20 Insurance Trust Fund, Nina Diamond, UFCW Local 1500 Welfare Fund, and Minnesota Laborers Health and Welfare Fund to transfer the following actions to the United States District Court for the Eastern District of Pennsylvania:

Eastern District of Pennsylvania

INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL 30 BENEFITS  
FUND v. LANNETT COMPANY, INC., ET AL., C.A. No. 2:16-00990  
NECA-IBEW WELFARE TRUST FUND v. ALLERGAN PLC, ET AL.,  
C.A. No. 2:16-01371  
TULSA FIREFIGHTERS HEALTH AND WELFARE TRUST v. ALLERGAN PLC,  
ET AL., C.A. No. 2:16-01388  
PIPE TRADES SERVICES MN v. LANNETT COMPANY, INC., ET AL.,  
C.A. No. 2:16-01534  
CARPINELLI v. LANNETT COMPANY, INC., ET AL., C.A. No. 2:16-01954  
FRATERNAL ORDER OF POLICE, MIAMI LODGE 20, INSURANCE TRUST  
FUND v. LANNETT COMPANY, INC., ET AL., C.A. No. 2:16-02031  
DIAMOND v. LANNETT COMPANY, INC., ET AL., C.A. No. 2:16-02077  
UFCW LOCAL 1500 WELFARE FUND v. ALLERGAN PLC, ET AL.,  
C.A. No. 2:16-02169  
MINNESOTA LABORERS HEALTH AND WELFARE FUND v. LANNETT  
COMPANY, INC., ET AL., C.A. No. 2:16-02191

District of Rhode Island

CITY OF PROVIDENCE v. ALLERGAN PLC, ET AL., C.A. No. 1:16-00214

**MDL No. 2725 – IN RE: STARBUCKS CORPORATION MARKETING AND SALES  
PRACTICES LITIGATION**

Motion of defendant Starbucks Corporation to transfer the following actions to the United States District Court for the Western District of Washington:

Northern District of California

STRUMLAUF, ET AL. v. STARBUCKS CORPORATION, C.A. No. 3:16-01306

Northern District of Illinois

PINCUS v. STARBUCKS CORPORATION, C.A. No. 1:16-04705

Southern District of New York

CRITTENDEN v. STARBUCKS CORPORATION, C.A. No. 1:16-03496

MDL No. 2726 - **IN RE: MERCY HEALTH EMPLOYEE RETIREMENT INCOME SECURITY ACT (ERISA) LITIGATION**

Motion of defendants Mercy Health, Mercy Health Benefits Committee, and Mercy Health Stewardship Committee to transfer the following actions to the United States District Court for the Eastern District of Missouri:

Eastern District of Missouri

GRASLE v. MERCY HEALTH, ET AL., C.A. No. 4:16-00651

Western District of Oklahoma

SANZONE, ET AL. v. MERCY HEALTH, ET AL., C.A. No. 5:16-00478

MDL No. 2727 - **IN RE: 3M COMPANY LAVA ULTIMATE PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs Vikram Bhatia, D.D.S., et al., to transfer the following actions to the United States District Court for the District of Minnesota:

Southern District of Florida

LAZARO FERNANDEZ, DDS, P.A. v. 3M COMPANY, C.A. No. 1:16-21490

District of Minnesota

BHATIA, ET AL. v. 3M COMPANY, C.A. No. 0:16-01304

MDL No. 2728 – **IN RE: PETROBRAS SECURITIES LITIGATION**

Motion of defendants Petróleo Brasileiro S.A. – Petrobras, Petrobras Global Finance B.V., and Petrobras International Finance Company S.A. to transfer the following actions to the United States District Court for the Southern District of New York:

Southern District of New York

PACIFIC FUNDS, ET AL. v. PETROLEO BRASILEIRO S.A., ET AL.,  
C.A. No. 1:16-02013  
ALTAMIMI v. PETROLEO BRASILEIRO S.A.–PETROBRAS, ET AL.,  
C.A. No. 1:16-02686

Eastern District of Pennsylvania

VANGUARD INTERNATIONAL EQUITY INDEX FUND, ET AL. v. PETROLEO  
BRASILEIRO S.A.–PETROBRAS, ET AL., C.A. No. 2:15-06283

MDL No. 2729 – **IN RE: BMW I3 WITH RANGE EXTENDER MARKETING, SALES  
PRACTICES, AND PRODUCTS LIABILITY LITIGATION**

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

Central District of California

TSOAR v. BMW OF NORTH AMERICA, LLC, ET AL., C.A. No. 2:16-03386  
ROLLOLAZO, ET AL. v. BMW OF NORTH AMERICA, LLC, ET AL.,  
C.A. No. 8:16-00966

District of New Jersey

GREEN v. BMW OF NORTH AMERICA, LLC, ET AL., C.A. No. 2:16-03065

MDL No. 2730 – **IN RE: JAY PEAK, VERMONT, EB-5 INVESTOR LITIGATION**

Motion of plaintiffs James B. Shaw, et al., to transfer the following actions to the United States District Court for the District of Vermont:

Southern District of Florida

DACCACHE v. RAYMOND JAMES FINANCIAL, INC., ET AL.,

C.A. No. 1:16-21575

HILLER SANCHEZ v. RAYMOND JAMES & ASSOCIATES, INC., ET AL.,

C.A. No. 1:16-21643

District of Vermont

SHAW, ET AL. v. RAYMOND JAMES FINANCIAL, INC., ET AL.,

C.A. No. 5:16-00129

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

**MDL No. 1880 – IN RE: PAPT LICENSING DIGITAL CAMERA PATENT  
LITIGATION**

Motion of defendant ZTE (USA), Inc., to transfer the following action to the United States District Court for the District of Columbia:

Eastern District of Texas

PAPT LICENSING GMBH & CO., KG v. ZTE CORPORATION, ET AL.,  
C.A. No. 6:15-01100

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

Opposition of plaintiff Dennis Douglas to transfer of the following action to the United States District Court for the District of New Jersey:

Northern District of Illinois

DOUGLAS v. ZIMMER US, INC., ET AL., C.A. No. 1:16-04722

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

Opposition of plaintiff Ernie Lee Calbart to transfer of the following action to the United States District Court for the Northern District of Illinois:

District of Colorado

CALBART v. ZIMMER, INC., ET AL., C.A. No. 1:16-00210



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

Opposition of plaintiff Scott C. Piller to transfer of the following action to the United States District Court for the Southern District of California:

Middle District of Florida

PILLER v. PORTFOLIO RECOVERY ASSOCIATES, LLC, C.A. No. 2:16-00124

MDL No. 2323 – **IN RE: NATIONAL FOOTBALL LEAGUE PLAYERS' CONCUSSION INJURY LITIGATION**

Opposition of plaintiff Chelesa C. Oliver to transfer of the following action to the United States District Court for the Eastern District of Pennsylvania:

Northern District of Illinois

OLIVER v. RIDDELL, INC., ET AL., C.A. No. 1:16-04760

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

Opposition of plaintiffs Tamara Stokely, et al., to transfer of the following action to the United States District Court for the Southern District of West Virginia:

Eastern District of Texas

STOKELY, ET AL. v. CUNNINGHAM, ET AL., C.A. No. 1:16-00139

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

Opposition of plaintiff Michael C. Worsham to transfer of the following action to the United States District Court for the Northern District of West Virginia:

District of Maryland

WORSHAM v. ALLIANCE SECURITY, INC., ET AL., C.A. No. 1:16-01285

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

Opposition of plaintiffs Leroy Tweet, et al., to transfer of the following action to the United States District Court for the District of Kansas:

Southern District of Illinois

TWEET, ET AL. v. SYNGENTA AG, ET AL., C.A. No. 3:16-00255

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

Opposition of plaintiffs James Rogers, et al., to transfer of the following action to the United States District Court for the Eastern District of Louisiana:

Eastern District of Missouri

ROGERS, ET AL. v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 4:16-00484

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

Opposition of plaintiff Julie Burnett to transfer of the following action to the United States District Court for the District of Massachusetts:

District of Minnesota

BURNETT v. GLAXOSMITHKLINE LLC., ET AL., C.A. No. 0:16-01137

MDL No. 2672 – **IN RE: VOLKSWAGEN "CLEAN DIESEL" 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 Northern District of California:

Middle District of Alabama

THREADGILL v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 2:16-00223

Northern District of Alabama

POUNDS v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 2:16-00561  
HESS, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 2:16-00668  
HYCHE v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 6:16-00560

District of Arizona

BRNOVICH v. VOLKSWAGEN AG, ET AL., C.A. No. 2:16-01426

Central District of California

WHALEN, ET AL. v. VENTURA VOLKSWAGEN, ET AL., C.A. No. 2:16-03074  
WILKIE, ET AL. v. VOLKSWAGEN OF DOWNTOWN LOS ANGELES, ET AL.,  
C.A. No. 2:16-03087  
KESSLER, ET AL. v. VENTURA VOLKSWAGEN, ET AL., C.A. No. 2:16-03161  
MORAN, ET AL. v. PARKWAY VOLKSWAGEN, ET AL., C.A. No. 2:16-03162  
PEJMAN, ET AL. v. LIVINGSTON VOLKSWAGEN, ET AL., C.A. No. 2:16-03163  
MILLER, ET AL. v. CARDINALEWAY VOLKSWAGEN, ET AL.,  
C.A. No. 5:16-00933  
STEVENS, ET AL. v. MOSS BROS VOLKSWAGEN, ET AL., C.A. No. 5:16-00934

Eastern District of California

ALVARADO, ET AL. v. LASHER AUTO GROUP, ET AL., C.A. No. 2:16-00979

Southern District of California

HOWE, ET AL. v. MOSSY VOLKSWAGEN OF ESCONDIDO, ET AL.,  
C.A. No. 3:16-00988  
CREIGHTON, ET AL. v. AUDI OF SAN DIEGO, ET AL., C.A. No. 3:16-01058  
URIE, ET AL. v. BOB BAKER VOLKSWAGEN SUBARU, ET AL.,  
C.A. No. 3:16-01089

District of Colorado

JAMES v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01192  
BURKHALTER v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01193  
LEHMANN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01194

JAMISON v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01195  
MENA v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01196  
MOOREHOUSE v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01198  
JOHNSON v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01199  
DERMODY v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01200  
RIVERA v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01201  
SONDERS v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01203  
KECK v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01204  
GLADBACH v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01205  
JACOBSON v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01207  
REILLY v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01209  
PAGUYO v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01212

Middle District of Florida

BOTTIGLIERI v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 8:16-00774  
BRASWELL, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 8:16-00860  
DEROCHEMONT v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 8:16-01139

Southern District of Florida

BORROTO v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 1:16-21433

Northern District of Georgia

REED, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-01388

District of Kansas

BUSTAMANTE, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-02259

Eastern District of Kentucky

BESHEAR v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 3:16-00027

Eastern District of Louisiana

MCGOWAN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-02974

District of Maryland

WIRIG v. VOLKSWAGEN AG, ET AL., C.A. No. 1:16-01120  
AZRAEL, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-01366  
LEID v. VOLKSWAGEN AG, ET AL., C.A. No. 1:16-01577

District of Minnesota

NOUBLEAU, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 0:16-01079  
DOSER v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 0:16-01157  
LYNCH v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-01212  
MURRAY, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-01215  
NEWGREN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-01231  
OWENS, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-01245  
PERENDY v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-01247  
SCHRUPP v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-01255  
VERSCHOOR v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-01256  
WEISS v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 0:16-01308

Eastern District of Missouri

HARRIS, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 4:16-00464  
LAFOY, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 4:16-00466  
REHDER, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 4:16-00467  
RECTOR, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 4:16-00470  
WIETHUCHTER, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 4:16-00471

Middle District of North Carolina

WILKINS, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00366  
STEFFY, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00466

Western District of Texas

CARDENAS v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-00555  
ARTHUR, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00568  
ZELAZNY, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-00591  
KENNEDY, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00606  
ALLART, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00616  
KINCANNON v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00617

Eastern District of Washington

AMBUTE, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 2:16-00159

Western District of Washington

DEINES, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 2:16-00703

Southern District of West Virginia

MORRIS v. NEALE, ET AL., C.A. No. 2:16-02847

MDL No. 2677 – **IN RE: DAILY FANTASY SPORTS LITIGATION**

Opposition of plaintiff Erica Miller to transfer of the following action to the United States District Court for the District of Massachusetts:

Eastern District of Tennessee

MILLER, ET AL. v. DRAFTKINGS, INC., C.A. No. 2:16-00103

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.

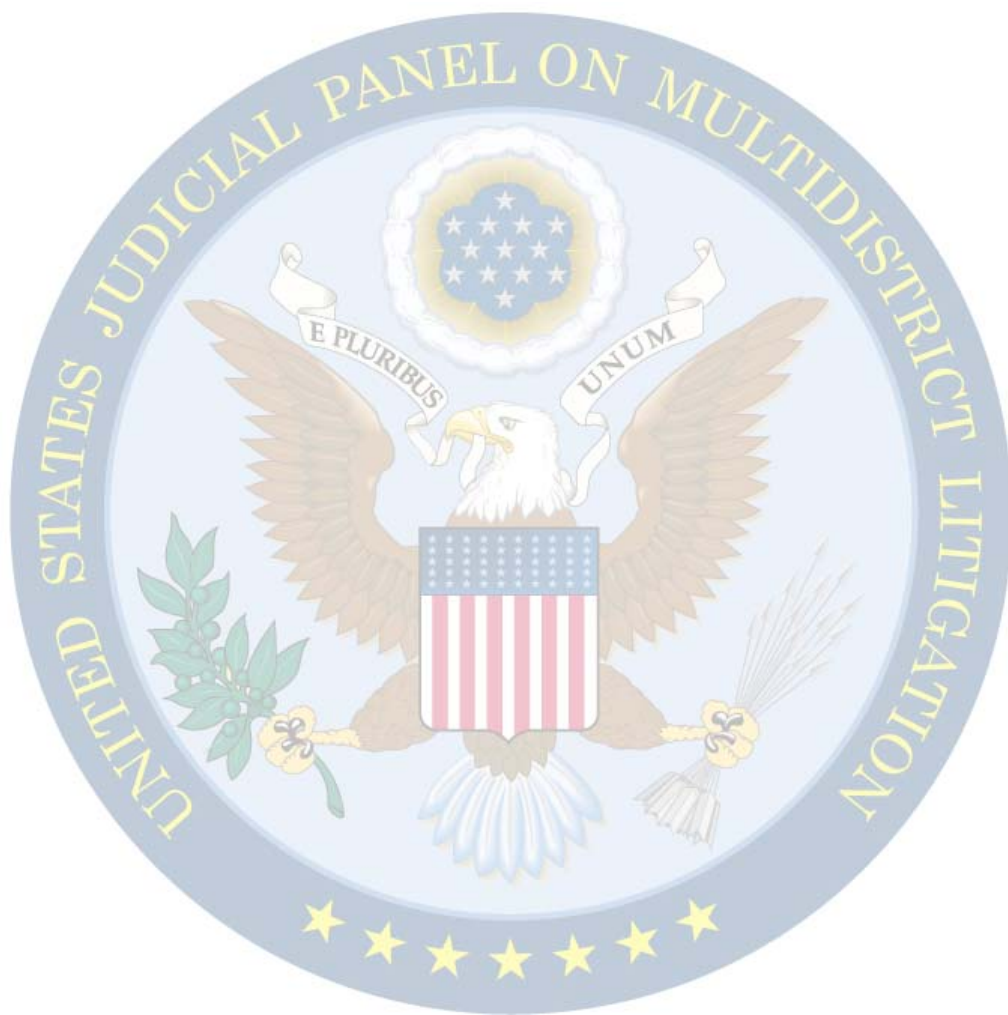
- (i) Absent Panel approval and for good cause shown, only those parties to actions who have filed a motion or written response to a motion or order shall be permitted to present oral argument.
- (ii) The Panel will not receive oral testimony except upon notice, motion and an order expressly providing 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.



# Hearing Session Order & Amendments



September 29, 2016

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**FIRST AMENDMENT TO THE HEARING SESSION ORDER  
AND ATTACHED SCHEDULE FILED AUGUST 11, 2016**

IT IS ORDERED that the Hearing Session Order and attached Schedule filed by the United States Judicial Panel on Multidistrict Litigation on August 11, 2016, are amended to add the following action on Schedule B (matters designated for consideration without oral argument) of the Schedule for the hearing session on September 29, 2016, in Washington, DC.

MDL No. 2672 – **IN RE: VOLKSWAGEN "CLEAN DIESEL" MARKETING, SALES  
PRACTICES, AND PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiff to transfer of the following action to the United States District Court for the Northern District of California:

District of Utah

SALT LAKE COUNTY v. VOLKSWAGEN GROUP OF AMERICA, ET AL.,  
C.A. No. 2:16-00817

FOR THE PANEL:

A handwritten signature in black ink, appearing to read "Jeffrey N. Lüthi", written over a horizontal line.

Jeffrey N. Lüthi  
Clerk of the Panel

**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: **September 29, 2016**

LOCATION OF HEARING SESSION: E. Barrett Prettyman United States Courthouse  
Ceremonial Courtroom No. 20, 6th Floor  
333 Constitution Avenue, N.W.  
Washington, D.C. 20001

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.

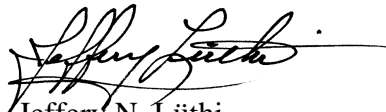
- Section A of this Schedule lists the matters designated for oral argument and includes all actions encompassed by Motion(s) for transfer filed pursuant to Rules 6.1 and 6.2. Any party waiving oral argument pursuant to Rule 11.1(d) need not attend the Hearing Session.
- Section B of this Schedule lists 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.

- 2 -

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 12, 2016**. 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 District of District of Columbia

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 29, 2016, the Panel will convene a hearing session in Washington, D.C., 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  
September 29, 2016 -- Washington, D.C.

**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. 2731 – IN RE: SPROUTS FARMERS MARKET, INC., EMPLOYEE DATA SECURITY BREACH**

Motion of plaintiff Debra Price to transfer the following actions to the United States District Court for the District of Arizona:

District of Arizona

PRICE v. SPROUTS FARMERS MARKET INCORPORATED, C.A. No. 2:16-02047

Central District of California

PORRAS, ET AL. v. SPROUTS FARMERS MARKET, INC., ET AL.,  
C.A. No. 5:16-01005

Southern District of California

HERNANDEZ v. SPROUTS FARMERS MARKET, INC., ET AL.,  
C.A. No. 3:16-00958  
CASTELLANO v. SPROUTS FARMERS MARKET, INC., ET AL.,  
C.A. No. 3:16-01184

**MDL No. 2732 – IN RE: TIME WARNER CABLE, INC., TELEPHONE CONSUMER PROTECTION ACT (TCPA) LITIGATION**

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

Central District of California

FONTES v. TIME WARNER CABLE INC., C.A. No. 2:14-02060  
CONSTANTINO v. TIME WARNER CABLE, INC., C.A. No. 2:15-08235  
ROSENTHAL v. TIME WARNER CABLE, INC., C.A. No. 2:16-00082

ERRINGTON v. TIME WARNER CABLE, INC., C.A. No. 5:15-02196  
WOLFRAM v. TIME WARNER CABLE, INC., C.A. No. 5:16-00335  
MILLER v. TIME WARNER CABLE INC., C.A. No. 8:16-00329

Southern District of New York

MEJIA v. TIME WARNER CABLE INC., C.A. No. 1:15-06445  
JOHNSON v. TIME WARNER CABLE, INC., C.A. No. 1:15-06518

Northern District of Texas

KNIGHT v. TIME WARNER CABLE, INC., C.A. No. 4:15-00686

MDL No. 2733 – **IN RE: UBER TECHNOLOGIES, INC., TELEPHONE CONSUMER  
PROTECTION ACT (TCPA) LITIGATION**

Motion of plaintiff Carmellia Calmese to transfer the following actions to the United States District Court for the Northern District of Illinois:

Central District of California

KOLLOUKIAN v. UBER TECHNOLOGIES, INC., C.A. No. 2:15-02856  
LAINER v. UBER TECHNOLOGIES INC., C.A. No. 2:15-09925

Northern District of California

LATHROP, ET AL. v. UBER TECHNOLOGIES, INC., C.A. No. 3:14-05678  
KAFATOS v. UBER TECHNOLOGIES, INC., C.A. No. 3:15-03727  
NORMAN v. UBER TECHNOLOGIES, INC., C.A. No. 3:16-02907

Southern District of Florida

SHAVER v. UBER TECHNOLOGIES, INC., C.A. No. 1:16-22067

Northern District of Illinois

VERGARA v. UBER TECHNOLOGIES, INC., C.A. No. 1:15-06942  
JOHNSON v. UBER TECHNOLOGIES, INC., C.A. No. 1:16-05468  
CALMESE v. UBER TECHNOLOGIES, INC., C.A. No. 1:16-06277  
JOHNSON v. UBER TECHNOLOGIES, INC., C.A. No. 3:16-50113

Western District of Texas

CUBRIA v. UBER TECHNOLOGIES, INC., C.A. No. 1:16-00544

MDL No. 2734 – **IN RE: ABILIFY (ARIPRAZOLE) PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs Denise Miley, et al., and defendants Bristol-Myers Squibb Company; Otsuka Pharmaceutical Co., Ltd.; and Otsuka America Pharmaceutical, Inc., to transfer the following actions to the United States District Court for the Northern District of Florida:

Central District of California

GIBSON, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 2:16-03930

Eastern District of California

SEARS, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 1:16-00065  
REYNOLDS, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 1:16-00357  
HARPER-MOSLEY v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 1:16-00609  
VICKERS, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 1:16-00737

Northern District of California

PAMINTUAN v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 3:16-00254

Middle District of Florida

CLARKE v. BRISTOL-MYERS SQUIBB COMPANY, ET AL., C.A. No. 2:16-00447  
REESE v. BRISTOL-MYERS SQUIBB COMPANY, ET AL., C.A. No. 8:16-00116  
BOWMAN v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 8:16-00117

Northern District of Florida

PEREZ v. BRISTOL-MYERS SQUIBB COMPANY, ET AL., C.A. No. 3:16-00251



VIECHEC, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 3:16-00291

Southern District of Indiana

MEYER v. BRISTOL-MYERS SQUIBB COMPANY, ET AL., C.A. No. 1:16-00191

District of Maryland

KINDER, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 1:16-00170

DAVIS v. BRISTOL-MYERS SQUIBB COMPANY, ET AL., C.A. No. 1:16-00171

SCHAAP v. BRISTOL-MYERS SQUIBB COMPANY, ET AL., C.A. No. 1:16-00172

BUTLER, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 1:16-00173

District of Minnesota

MILEY, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 0:16-00067

Western District of Missouri

LELAND v. BRISTOL-MYERS SQUIBB COMPANY, ET AL., C.A. No. 6:16-03023

District of New Jersey

CLARK, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 3:16-01313

COTTRELL v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 3:16-01802

JOHNSON v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 3:16-01841

Eastern District of Pennsylvania

TRIPLER, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 2:16-00244

Middle District of Pennsylvania

EDGAR, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 1:16-00654

BOWMAN, ET AL. v. BRISTOL-MYERS SQUIBB COMPANY, ET AL.,  
C.A. No. 1:16-01140

MDL No. 2735 – **IN RE: COLGATE OPTIC WHITE TOOTHPASTE MARKETING  
AND SALES PRACTICES LITIGATION**

Motion of plaintiff Melissa L. Vigil to transfer the following actions to the United States  
District Court for the Southern District of New York:

Central District of California

DEAN v. COLGATE-PALMOLIVE CO., C.A. No. 5:15-00107

Northern District of California

VIGIL v. COLGATE-PALMOLIVE CO., C.A. No. 3:16-02697

Southern District of New York

CANALE v. COLGATE-PALMOLIVE CO., C.A. No. 7:16-03308

MDL No. 2736 – **IN RE: KOHL'S TELEPHONE CONSUMER PROTECTION ACT  
(TCPA) LITIGATION**

Motion, as amended, of plaintiff Mark Ankcorn to transfer the following actions to the  
United States District Court for the Northern District of Illinois:

Central District of California

PEPKA v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 2:16-04293  
FERRER v. KOHL'S COPORATION, C.A. No. 5:16-01300  
SUCHITE v. KOHL'S CORP., C.A. No. 8:15-01535

District of Connecticut

MANNING v. KOHL'S DEPT STORES, INC., C.A. No. 3:16-00315

Middle District of Florida

MONTALBO v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 5:15-00482  
DOUGLAS v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 6:15-01185  
THOMPSON v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 6:16-00525

HUMPHREY v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 6:16-00812  
PRITCHARD v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 8:16-01049

Northern District of Florida

SIMMONS v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 1:16-00150

Northern District of Illinois

ANKCORN v. KOHL'S CORPORATION, C.A. No. 1:15-01303

District of Minnesota

LARSEN v. CAPITAL ONE BANK, NA, ET AL., C.A. No. 0:15-04510

District of Nevada

SPENCER v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 2:14-01646  
SELF-FORBES v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 2:16-01092

District of New Jersey

MASLATON v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 3:16-01663  
LEVIN v. CAPITAL ONE FINANCIAL CORPORATION, ET AL.,  
C.A. No. 3:16-03580

Eastern District of Pennsylvania

WINNER, ET AL. v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 2:16-01541  
MCFADDEN v. KOHL'S CORPORATION, C.A. No. 2:16-01763  
RAMSEY v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 2:16-03306

Middle District of Pennsylvania

COOK v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 1:16-00108  
CRANOR v. KOHL'S DEPARTMENT STORES, INC., C.A. No. 4:16-00356

Eastern District of Texas

BUZAN, ET AL. v. KOHL'S CORPORATION, C.A. No. 1:16-00180

Eastern District of Wisconsin

HERNANDEZ v. KOHL'S DEPARTMENT STORES, INC., ET AL.,  
C.A. No. 2:15-01180

MDL No. 2737 - **IN RE: 21ST CENTURY ONCOLOGY CUSTOMER DATA SECURITY  
BREACH LITIGATION**

Motion of defendants 21st Century Oncology Holdings, Inc.; 21st Century Oncology, LLC; 21st Century Oncology Management Services, Inc.; 21st Century Oncology, Inc.; 21st Century Services, LLC; and 21st Century Oncology of California to transfer the following actions to the United States District Court for the Middle District of Florida:

Central District of California

BONILLA v. 21ST CENTURY ONCOLOGY OF CALIFORNIA, ET AL.,  
C.A. No. 5:16-01434

Northern District of California

PADILLA v. 21ST CENTURY ONCOLOGY HOLDINGS, INC., ET AL.,  
C.A. No. 3:16-03711  
CORBEL, ET AL. v. 21ST CENTURY ONCOLOGY OF CALIFORNIA,  
ET AL., C.A. No. 4:16-02944

Middle District of Florida

KAPLAN v. 21ST CENTURY ONCOLOGY HOLDINGS, INC., C.A. No. 2:16-00210  
DICKMAN v. 21ST CENTURY ONCOLOGY HOLDINGS, INC., ET AL.,  
C.A. No. 2:16-00218  
POLOVOY v. 21ST CENTURY ONCOLOGY HOLDINGS, INC.,  
C.A. No. 2:16-00219  
BIMONTE, ET AL. v. 21ST CENTURY ONCOLOGY, INC., ET AL.,  
C.A. No. 2:16-00223  
SCHWARTZ, ET AL. v. 21ST CENTURY, C.A. No. 2:16-00241  
RUSSELL v. 21ST CENTURY ONCOLOGY HOLDINGS, INC., C.A. No. 2:16-00242  
BABURCHAK, ET AL. v. 21ST CENTURY ONCOLOGY, LLC, ET AL.,  
C.A. No. 2:16-00245  
BARBIERI v. 21ST CENTURY ONCOLOGY HOLDINGS, INC.,  
C.A. No. 2:16-00252  
RADAUSCHER, ET AL. v. 21ST CENTURY ONCOLOGY HOLDINGS, INC.,  
C.A. No. 2:16-00257

TRELEASE v. 21ST CENTURY ONCOLOGY HOLDINGS, INC.,

C.A. No. 2:16-00258

DELGADO v. 21ST CENTURY ONCOLOGY HOLDINGS, INC.,

C.A. No. 2:16-00259

MEULENBERG, ET AL. v. 21ST CENTURY ONCOLOGY HOLDINGS, INC.,

C.A. No. 2:16-00332

BIRKEN-SIKORA, ET AL. v. 21ST CENTURY ONCOLOGY HOLDINGS, INC.,

ET AL., C.A. No. 2:16-00334

MDL No. 2738 – **IN RE: JOHNSON & JOHNSON TALCUM POWDER PRODUCTS  
MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY  
LITIGATION**

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

Eastern District of California

ESTRADA v. JOHNSON & JOHNSON, ET AL., C.A. No. 2:14-01051

Northern District of California

GOULD v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:16-03838

Northern District of Illinois

MUSGROVE v. JOHNSON & JOHNSON, ET AL., C.A. No. 1:16-06847

Southern District of Illinois

MIHALICH v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:14-00600

LUMAS v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:16-00741

Middle District of Louisiana

ANDERSON v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:16-00447

Northern District of Mississippi

RICH-WILLIAMS v. JOHNSON & JOHNSON, ET AL., C.A. No. 1:16-00121

District of New Jersey

CHAKALOS v. JOHNSON & JOHNSON, ET AL., C.A. No. 3:14-07079

Western District of Oklahoma

ROBB, ET AL. v. JOHNSON & JOHNSON, ET AL., C.A. No. 5:16-00620

Eastern District of Pennsylvania

BORS v. JOHNSON & JOHNSON, ET AL., C.A. No. 2:16-02866

Middle District of Tennessee

KUHN v. JOHNSON & JOHNSON, ET AL., C.A. No. 1:16-00055

**MDL No. 2739 – IN RE: ESSURE BIRTH CONTROL DEVICE PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs Helen McLaughlin; Ruth Ruble; Melda Strimel; Susan Stelzer; Heather Walsh; Stacy Clarke, et al.; Valerie Souto, et al.; Yolonda Bailey, et al.; Bradley Bailey, et al.; Stacy Morgan, et al; Melissa Tulgetske, et al.; Claudia Abbey, et al.; Mandy Burgis, et al.; Krystal Donahue, et al.; Harmony Mantor, et al.; Christine O'Donnell, et al.; Cynthia Gross, et al.; Danielle Johnson; Jennifer Summerlin, et al.; Kristyn Rodvill, et al.; Madeline Bernal, et al.; Jammie Aponte, et al.; and Alexandra Dunstan, et al., to transfer the following actions to the United States District Court for the Eastern District of Pennsylvania:

Northern District of California

SCOTT v. BAYER CORPORATION, ET AL., C.A. No. 3:16-03369

AIGNER, ET AL. v. BAYER CORPORATION, ET AL., C.A. No. 3:16-03437

District of Idaho

RICHARDSON, ET AL. v. BAYER HEALTHCARE PHARMACEUTICALS, INC.,  
ET AL., C.A. No. 4:15-00443

Eastern District of Missouri

DORMAN, ET AL. v. BAYER CORPORATION, ET AL., C.A. No. 4:16-00601

WILLIAMS, ET AL. v. BAYER CORPORATION, ET AL., C.A. No. 4:16-01105

Eastern District of Pennsylvania

MCLAUGHLIN v. BAYER, CORP., ET AL., C.A. No. 2:14-07315  
RUBLE v. BAYER, CORP., ET AL., C.A. No. 2:14-07316  
STRIMEL v. BAYER, CORP., ET AL., C.A. No. 2:14-07317  
STELZER v. BAYER, CORP., ET AL., C.A. No. 2:14-07318  
WALSH v. BAYER CORP., ET AL., C.A. No. 2:15-00384  
CLARKE, ET AL. v. BAYER, CORP., ET AL., C.A. No. 2:16-01645  
SOUTO, ET AL. v. BAYER, CORP., ET AL., C.A. No. 2:16-01921  
BAILEY, ET AL. v. BAYER CORP., ET AL., C.A. No. 2:16-02154  
BAILEY, ET AL. v. BAYER, CORP., ET AL., C.A. No. 2:16-02166  
MORGAN, ET AL. v. BAYER, CORP., ET AL., C.A. No. 2:16-02717  
TULGETSKE, ET AL. v. BAYER CORP., ET AL., C.A. No. 2:16-03049  
ABBEY, ET AL. v. BAYER CORP., ET AL., C.A. No. 2:16-03409  
BURGIS, ET AL. v. BAYER CORP., ET AL., C.A. No. 2:16-03589  
DONAHUE, ET AL. v. BAYER, CORP., ET AL., C.A. No. 2:16-03710  
MANTOR, ET AL. v. BAYER, CORP., ET AL., C.A. No. 2:16-03730  
O'DONNELL, ET AL. v. BAYER CORP., ET AL., C.A. No. 2:16-03731  
GROSS, ET AL. v. BAYER, CORP., ET AL., C.A. No. 2:16-03732  
JOHNSON ET AL. v. BAYER, CORP, ET AL., C.A. No. 2:16-03733  
SUMMERLIN, ET AL. v. BAYER CORP., ET AL., C.A. No. 2:16-03766  
RODVILL, ET AL. v. BAYER, CORP., ET AL., C.A. No. 2:16-03767  
BERNAL, ET AL. v. BAYER, CORP., ET AL., C.A. No. 2:16-03768  
APONTE, ET AL. v. BAYER CORP., ET AL., C.A. No. 2:16-03769  
DUNSTAN, ET AL. v. BAYER CORP., ET AL., C.A. No. 5:16-01458

MDL No. 2740 - **IN RE: TAXOTERE (DOCETAXEL) PRODUCTS LIABILITY  
LITIGATION**

Motion of plaintiffs Kelly Gahan and Veronica Smith to transfer the following actions to the United States District Court for the Eastern District of Louisiana:

Central District of California

COLLINS v. SANOFI S.A., ET AL., C.A. No. 2:16-05418

Northern District of California

DODSON v. SANOFI S.A., ET AL., C.A. No. 4:16-01251

District of Colorado

GAHAN v. SANOFI S.A., ET AL., C.A. No. 1:15-02777

LEITH v. SANOFI S.A., ET AL., C.A. No. 1:16-00741

Northern District of Illinois

SPANN v. SANOFI S.A., ET AL., C.A. No. 1:16-03038

PISTONE v. SANOFI S.A., ET AL., C.A. No. 1:16-04028

TRAYLOR v. SANOFI S.A., ET AL., C.A. No. 1:16-05651

JOHNSON v. SANOFI-AVENTIS U.S. LLC, ET AL., C.A. No. 1:16-06754

WYSOCKI v. SANOFI S.A., ET AL., C.A. No. 1:16-07059

Southern District of Illinois

CHASE v. SANOFI S.A., ET AL., C.A. No. 3:16-00588

DALTON v. SANOFI S.A., ET AL., C.A. No. 3:16-00718

KOONTZ v. SANOFI S.A., ET AL., C.A. No. 3:16-00805

District of Kansas

DETRIXHE v. SANOFI S.A., ET AL., C.A. No. 2:16-02250

Eastern District of Louisiana

BEMISS v. SANOFI S.A., ET AL., C.A. No. 2:16-06425

SMITH v. SANOFI S.A., ET AL., C.A. No. 2:16-07794

WEBB v. SANOFI S.A., ET AL., C.A. No. 2:16-10763

WALTER v. SANOFI S.A., ET AL., C.A. No. 2:16-12706

SMITH v. SANOFI S.A., ET AL., C.A. No. 2:16-12943

Middle District of Louisiana

BURNEY v. SANOFI S.A., ET AL., C.A. No. 3:16-00388

District of Minnesota

TOUCHI-PETERS v. SANOFI S.A., ET AL., C.A. No. 0:16-02464



Southern District of Mississippi

JONES v. SANOFI S.A., ET AL., C.A. No. 3:16-00288  
CARPENTER v. SANOFI S.A., ET AL., C.A. No. 3:16-00289  
CHASE v. SANOFI S.A., ET AL., C.A. No. 3:16-00404  
TOLEFREE v. SANOFI S.A., ET AL., C.A. No. 3:16-00412  
GRINES v. SANOFI S.A., ET AL., C.A. No. 3:16-00488

Western District of North Carolina

MOTTOLA v. SANOFI S.A., ET AL., C.A. No. 3:16-00255  
WOOD v. SANOFI S.A., ET AL., C.A. No. 3:16-00261

Northern District of Ohio

CARSON v. SANOFI S.A., ET AL., C.A. No. 1:16-00165

District of South Carolina

MEYERS v. SANOFI SA, ET AL., C.A. No. 3:16-02536  
CLINKSCALES v. SANOFI SA, ET AL., C.A. No. 6:16-02376

Eastern District of Tennessee

ADAMS v. SANOFI-AVENTIS, S.A., ET AL. (JRG2), C.A. No. 3:16-00365

Northern District of Texas

FREE v. SANOFI S.A., ET AL., C.A. No. 2:16-00074

Western District of Texas

GORNIAC v. SANOFI S.A., ET AL., C.A. No. 1:16-00637

MDL No. 2741 - **IN RE: ROUNDUP PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs Edwin Hardeman and Emanuel Richard Giglio to transfer the following actions to the United States District Court for the Southern District of Illinois:

Central District of California

MCCALL v. MONSANTO COMPANY, C.A. No. 2:16-01609

HERNANDEZ, ET AL. v. MONSANTO COMPANY, C.A. No. 2:16-01988  
JOHANSING v. MONSANTO COMPANY, C.A. No. 2:16-05035  
SANDERS, ET AL. v. MONSANTO COMPANY, C.A. No. 5:16-00726

Eastern District of California

MENDOZA v. MONSANTO COMPANY, C.A. No. 1:16-00406

Northern District of California

HARDEMAN v. MONSANTO COMPANY, ET AL., C.A. No. 3:16-00525  
STEVICK, ET AL. v. MONSANTO COMPANY, C.A. No. 3:16-02341

Southern District of California

GIGLIO v. MONSANTO COMPANY, ET AL., C.A. No. 3:15-02279

Southern District of Florida

RUIZ, ET AL. v. MONSANTO COMPANY, C.A. No. 9:16-80539

District of Hawaii

SHEPPARD, ET AL. v. MONSANTO COMPANY, C.A. No. 1:16-00043  
JOHNSON v. MONSANTO COMPANY, C.A. No. 1:16-00075

Northern District of Illinois

GIBBS v. MONSANTO COMPANY, C.A. No. 1:16-07588

Southern District of Illinois

BRIDGEMAN v. MONSANTO COMPANY, C.A. No. 3:16-00812  
HARRIS v. MONSANTO COMPANY, ET AL., C.A. No. 3:16-00823  
PATTERSON v. MONSANTO COMPANY, C.A. No. 3:16-00825

Western District of Kentucky

MEANS v. MONSANTO COMPANY, C.A. No. 5:16-00112

Eastern District of Louisiana

WORK v. RAGAN AND MASSEY, INC., ET AL., C.A. No. 2:16-07491

District of Massachusetts

SCHEFFER v. MONSANTO COMPANY, C.A. No. 1:16-11489

Northern District of Mississippi

COUEY v. MONSANTO COMPANY, C.A. No. 4:16-00149

District of Nebraska

DOMINA, ET AL. v. MONSANTO COMPANY, C.A. No. 4:16-03074

Western District of Wisconsin

PORATH v. MONSANTO COMPANY, C.A. No. 3:16-00518

MDL No. 2742 - **IN RE: SUNEDISON, INC., SECURITIES LITIGATION**

Motion of plaintiff Municipal Employees' Retirement System of Michigan to transfer the following actions to the United States District Court for the Southern District of New York:

Northern District of California

COBALT PARTNERS, LP, ET AL. v. SUNEDISON, INC., ET AL.,  
C.A. No. 3:16-02263

GLENVIEW CAPITAL PARTNERS, L.P., ET AL. v. SUNEDISON, INC., ET AL.,  
C.A. No. 3:16-02264

BLOOM, ET AL. v. SUNEDISON, INC., ET AL., C.A. No. 3:16-02265

OMEGA CAPITAL INVESTORS, L.P., ET AL. v. SUNEDISON, INC., ET AL.,  
C.A. No. 3:16-02268

BELTRAN v. TERRAFORM GLOBAL, INC., ET AL., C.A. No. 5:15-04981

PYRAMID HOLDINGS, INC. v. TERRAFORM GLOBAL, INC., ET AL.,  
C.A. No. 5:15-05068

OKLAHOMA FIREFIGHTERS PENSION AND RETIREMENT SYSTEM v.  
SUNEDISON, INC., ET AL., C.A. No. 5:16-02267

BADRI v. TERRAFORM GLOBAL, INC., ET AL., C.A. No. 5:16-02269

IRON WORKERS MID-SOUTH PENSION FUND v. TERRAFORM GLOBAL, INC.,  
ET AL., C.A. No. 5:16-02270

PATEL v. TERRAFORM GLOBAL, INC., ET AL., C.A. No. 5:16-02272  
FRASER v. TERRAFORM GLOBAL, INC., ET AL., C.A. No. 5:16-02273

District of Maryland

CHAMBLEE v. TERRAFORM POWER, INC., ET AL., C.A. No. 8:16-00981

Eastern District of Missouri

HOROWITZ v. SUNEDISON, INC., ET AL., C.A. No. 4:15-01769  
USENKO v. SUNEDISON, INC., ET AL., C.A. No. 4:16-00076  
CHURCH v. CHATILA, ET AL., C.A. No. 4:16-00628

MDL No. 2743 – **IN RE: LUMBER LIQUIDATORS CHINESE-MANUFACTURED  
LAMINATE FLOORING DURABILITY MARKETING AND SALES  
PRACTICES LITIGATION**

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

Central District of California

ABAD, ET AL. v. LUMBER LIQUIDATORS, INC., C.A. No. 2:15-03795  
DUNKIN v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05276  
STRONG v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05283  
LEONARD, ET AL. v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05286  
RYAN v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05287  
MANZO v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05289  
HENSLEY v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05290  
BENNETT v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05299  
HOTALING, ET AL. v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05302  
WEBSTER v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05398  
JACKSON v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05406  
MCPHERSON v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05409  
KUNICKI v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05413  
GOODLING v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-05414

Middle District of Florida

GREEN v. LUMBER LIQUIDATORS, INC., C.A. No. 8:16-02142

Southern District of Mississippi

BOLIN v. LUMBER LIQUIDATORS, INC., C.A. No. 3:16-00590

MDL No. 2744 – **IN RE: FCA US LLC MONOSTABLE ELECTRONIC GEARSHIFT  
LITIGATION**

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

Central District of California

WALL, ET AL. v. FCA US LLC, C.A. No. 5:16-01341

Eastern District of Michigan

VOSBURGH v. FCA US LLC, C.A. No. 2:16-12571

WEBER v. FCA US LLC, C.A. No. 2:16-12574

HARTT, ET AL. v. FCA US LLC, C.A. No. 2:16-12758

Eastern District of New York

MACK, ET AL. v. FCA US LLC, C.A. No. 2:16-04133

Middle District of Tennessee

HARBIN, ET AL. v. FCA US LLC, C.A. No. 2:16-00055

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

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

Motion of defendants Exxon Mobil Corporation and ExxonMobil Oil Corporation to transfer the following action to the United States District Court for the Southern District of New York:

District of New Hampshire

SHORT, ET AL. v. AMERADA HESS CORPORATION, ET AL., C.A. No. 1:16-00204

MDL No. 1570 – **IN RE: TERRORIST ATTACKS ON SEPTEMBER 11, 2001**

Opposition of plaintiffs Underwriting Members of Lloyd's Syndicate 2, et al., to transfer of the following action to the United States District Court for the Southern District of New York:

Western District of Pennsylvania

UNDERWRITING MEMBERS OF LLOYD'S SYNDICATE 2, ET AL. v. AL RAJHI  
BANK, ET AL., C.A. No. 3:16-00019

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

Opposition of plaintiff Broadway Grill, Inc., to transfer of the *Broadway Grill, Inc.*, action to the United States District Court for the Eastern District of New York and motion of defendants Visa Inc.; Visa U.S.A. Inc.; Visa International Service Association; MasterCard Incorporated; and MasterCard International Incorporated to transfer *The Home Depot, Inc.*, action to the United States District Court for the Eastern District of New York:

Northern District of California

BROADWAY GRILL, INC. v. VISA INC., ET AL., C.A. No. 4:16-04040

Northern District of Georgia

THE HOME DEPOT, INC., ET AL. v. VISA INC., ET AL., C.A. No. 1:16-01947

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

Oppositions of plaintiffs Jane Does (1-144), et al., and John Doe 1, et al., and defendants Chiquita Brands International, Inc.; Fernando Aguirre; Cyrus Freidheim; Robert Kistingner; Charles Keiser; Steven Warshaw; William Tsacalis; Robert Olson; and Carla A. Hills to remand, under 28 U.S.C. § 1407(a), of the following actions to their respective transferor courts:

District of District of Columbia

DOES (1-144) v. CHIQUITA BRANDS INTERNATIONAL, INC., ET AL.,  
C.A. No. 1:07-01048

District of New Jersey

DOE 1, ET AL. v. CHIQUITA BRANDS INTERNATIONAL, INC., ET AL.,  
C.A. No. 2:07-03406

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

Opposition of plaintiffs Loe Anne Pino, et al., to transfer of the following action to the United States District Court for the Southern District of New York:

District of Rhode Island

PINO v. GENERAL MOTORS LLC, ET AL., C.A. No. 1:16-00285

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

Opposition of plaintiffs Thomas Terway, et al., to transfer of the following action to the United States District Court for the District of Kansas:

District of Nevada

TERWAY, ET AL. v. SYNGENTA SEEDS, LLC, ET AL., C.A. No. 2:16-01587

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

Opposition of plaintiffs Glenda McConnell, et al., to transfer of the following action to the United States District Court for the Eastern District of Louisiana:

Western District of Missouri

MCCONNELL, ET AL. v. JANSSEN RESEARCH & DEVELOPMENT, LLC  
F/K/A JOHNSON AND JOHNSON PHARMACEUTICAL RESEARCH AND  
DEVELOPMENT LLC, ET AL., C.A. No. 4:16-00794

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

Opposition of plaintiff Lawrence E. Casper to transfer of the following action to the United States District Court for the Southern District of Florida:

District of New Jersey

CASPER v. BMW OF NORTH AMERICA, LLC., C.A. No. 2:16-02961

MDL No. 2672 – **IN RE: VOLKSWAGEN "CLEAN DIESEL" 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 Northern District of California:

Central District of California

GRYCZMAN, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-05068

District of Colorado

BERRY, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01368

LORD, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01371

KEHL, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01372

NORTON, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01373

VANN, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01375



RICHIE, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01378  
CIONE, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01482  
CIONE, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 1:16-01483

Middle District of Florida

YARIN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 8:16-01382

Eastern District of Louisiana

ABBASI v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-12956

Western District of Missouri

MOLLE AUTOMOTIVE GROUP, LLC D/B/A MOLLE VOLKSWAGEN v.  
VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 2:16-04151  
HENLEY, JR. v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 4:16-00619

District of New Jersey

BORRELLI v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 1:16-04147  
JDN AA, LLC v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 2:16-03748

Western District of Oklahoma

PRUITT v. VOLKSWAGEN AG, ET AL., C.A. No. 5:16-00759

District of South Carolina

RICKENMANN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 3:16-02426

Northern District of Texas

DYE, ET AL. v. PORSCHE CARS NORTH AMERICA, INC., ET AL.,  
C.A. No. 4:16-00537

Western District of Texas

SULLIVAN v. VOLKSWAGEN GROUP OF AMERICA, INC., C.A. No. 1:16-00634  
BUOY, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00635  
CHEEK, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00706  
ALTSCHUL, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 1:16-00713

Western District of Washington

FARMER v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 3:16-05611

MDL No. 2705 - **IN RE: 100% GRATED PARMESAN CHEESE MARKETING AND  
SALES PRACTICES LITIGATION**

Oppositions of plaintiffs David Greenstein and Rebekah Prewitt, et al., to transfer of their respective following actions to the United States District Court for the Northern District of Illinois:

Central District of California

GREENSTEIN v. KRAFT HEINZ COMPANY, C.A. No. 2:16-03345

Northern District of California

PREWITT, ET AL. v. SAFEWAY INC., C.A. No. 3:16-02753

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.

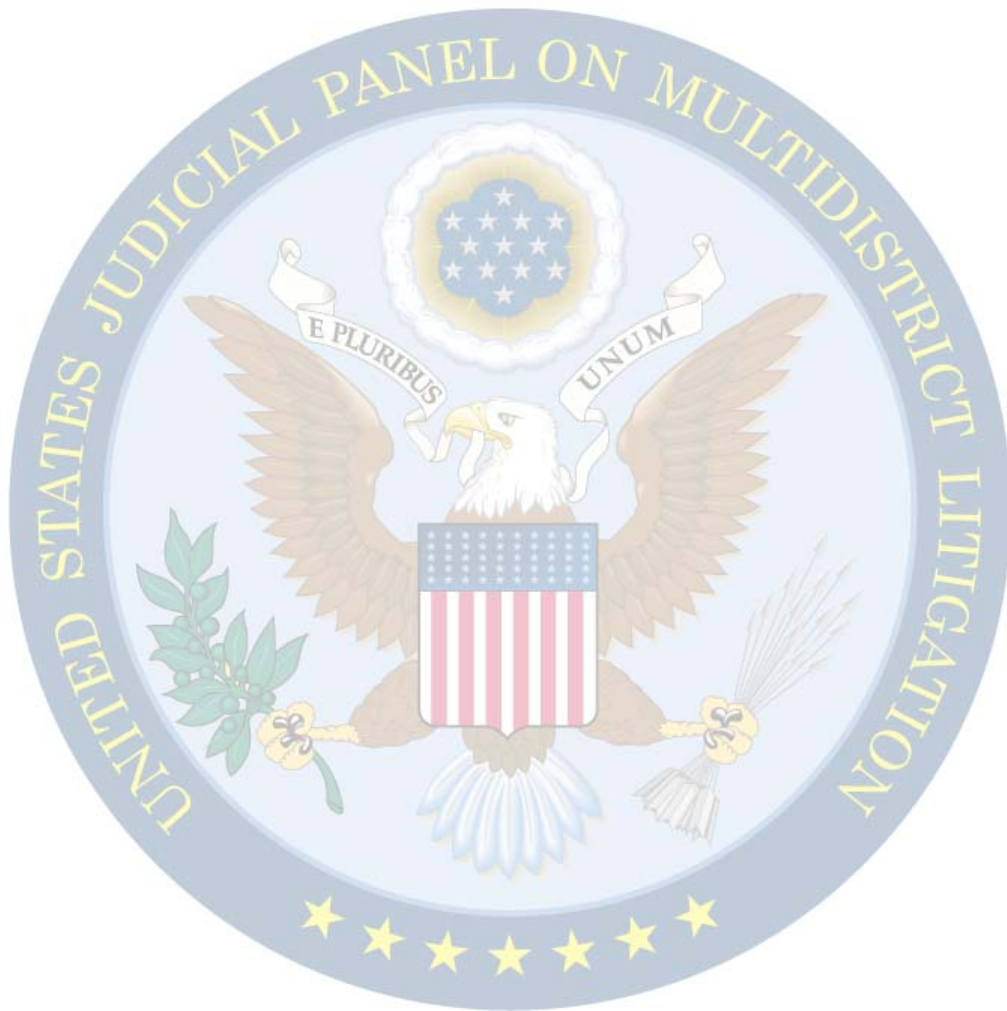
(d) Notification of Oral Argument. The Panel shall promptly notify counsel of those matters in which oral argument is scheduled, as well as those matters that the Panel will consider on the pleadings. The Clerk of the Panel shall require counsel to file and serve notice of their intent to either make 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.

# Hearing Session Order & Amendments



December 1, 2016

**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: **December 1, 2016**

LOCATION OF HEARING SESSION: Charles R. Jonas Federal Building  
Courtroom #2-1, 2nd Floor  
401 West Trade Street  
Charlotte, North Carolina 28202

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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- The Panel expects attorneys presenting oral argument to be prepared to discuss what steps they have taken to pursue alternatives to centralization (including, but not limited to, engaging in informal coordination of discovery and scheduling, and seeking Section 1404 transfer of one or more of the subject cases.).

For those matters listed on Section A of the Schedule, the "Notice of Presentation or Waiver of Oral Argument" must be filed in this office no later than **November 14, 2016**. The procedures governing Panel oral argument (Panel Rule 11.1) are attached. The Panel strictly adheres to these procedures.

FOR THE PANEL:

A handwritten signature in black ink, appearing to read "Jeffery N. Lüthi", with a horizontal line extending to the right.

Jeffery N. Lüthi  
Clerk of the Panel

cc: Clerk, United States District for the Western District of North Carolina

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 December 1, 2016, the Panel will convene a hearing session in Charlotte, North Carolina, 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  
December 1, 2016 -- Charlotte, North Carolina

**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. 2745 – IN RE: THOMAS E. NOBLE LITIGATION**

Motion of plaintiff Thomas E. Noble to transfer the following actions to a single United States district court:

District of Delaware

NOBLE v. JOHN SEBASTIAN, ET AL., C.A. No. 1:16-00406

Eastern District of Pennsylvania

NOBLE v. JORDAN, C.A. No. 2:16-03303

**MDL No. 2746 – IN RE: GEICO TELEPHONE CLAIM REPRESENTATIVES FAIR  
LABOR STANDARDS ACT (FLSA) AND WAGE AND HOUR  
LITIGATION**

Motion, as amended, of defendant Government Employees Insurance Company to transfer the following actions to the United States District Court for the Eastern District of New York:

Eastern District of New York

ALGEA v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01787

AULOV v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01788

SCHOLL v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01807

TENNENT v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01809

BEHM v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01815

BERNARD v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01817



BROUSSARD v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01827

DAVIS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01834

DANIELS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01854

BUTCHER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01860

CARACCIOLA v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01863

CLINE v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01874

BANK v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01970

CARR v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01971

CHAMBERS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01972

COPELAND v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01974

CURRAN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY  
C.A. No. 2:16-01976

CROSBY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01977

DAVIS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01981

DEGOUVILLE v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01983

BOARD v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01990

DEAN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-01991

DEODENE v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02076

EVANS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02078

FLOYD v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02081

FULLER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02083

GRIFFITH v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02084

HARVIN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02086

HATTON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02088

HAYES v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02092

BAKER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02127

EISENBERG v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02129

IEZZA v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02131

JACOBS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02132

JEDLICA v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02135

JOHNSON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02136

KELLY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02138

KUEHL v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02140

KUROV v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02142

LAUER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02147

PICKETT v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02150

DRAPER MALLORY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02160

HER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02161

HERNANDEZ v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02162

HOYT v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02168

HUNT v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02169

MCCORMICK v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02173

MECABE v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02174

SAUNDERS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02181

CALDERON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02200

MCFADDEN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02202

FELICIANO v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02237

FIGERT v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02242

HARRIS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02246

HODGES v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02248

HARNED v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02306

HUFF v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02308

HUTTO v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02310

LUPO v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02341

MAGUIRE v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02344

MARLAR v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02347

MATTHEWS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02351

MCCARTHY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02352

MORROW v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02355

NYILAS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02358

PATTERSON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02361

BENJAMIN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02406

BOWLIN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02415

MYERS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02416

PELLER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02421

NELSON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02423

RAK v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02424

ROBERTS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02426

ROSS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02428

JOSEPH v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02443

LEWIS-LAROSSA v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02444

MADISON-CONNER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02445

MORALES v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02448

SCOTT v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02451

SIMPKIN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02657

SKELTON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02701

SMITH v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02702

SMITH v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02704

SMITH v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02705

KIRKLAND v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02734

MCCUMBER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02736

SOMRA v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02738

SPENCER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02739

SULLIVAN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02761

TANNER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02764

TORRES v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02766

VAN ORDEN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02767

VELEZ v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02768

VOTTO v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02776

WAISOME v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02778

WARD v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02779

WELDON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02782

SCHOTT v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02832

BANWARTH v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02882

ERDODY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02884

HILL v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02885

ISAAC v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02887

KNOECK v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02889

RUTH v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02891

SIMMONS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02898

TRUONG v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02900

WEST v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02902

WHITELY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02903

WILLIAMS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02904

WILLIAMS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02912

WINTERS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02915

WRIGHT v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02916

YOUNG v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02917

ZINNO v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02918

RICKARDS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02962

POTTINGER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-02965

MIDDLEBROOKS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03003

MULLINS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03005

NAZARI v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03007

AKERS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03030

ANDERSON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03031

DUBE v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03032

GREER v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03041

HERNANDEZ v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03044

KEGHLIAN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03046

RILEY DIXON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03047

NESMITH v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03055

NOMIKOS v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03056

OBLAK v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03088

RODRIGUEZ v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03091

ROMERO v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03104

SALIM v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03106

TILLMAN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03109  
YANCEY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03111  
FORESMAN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03194  
ACOSTA v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03196  
HOFFMAN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03198  
MCDONALD v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03200  
ATKINSON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03204  
MICHALIC v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03280  
MORGAN v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03281  
NANCE v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03286  
O'MALLEY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03289  
RAMSEY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03304  
MAY v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03307  
SOTO v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03308  
WHIDDON v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03309  
DOLFO v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-03312

Eastern District of Virginia

CLINTON, ET AL. v. GOVERNMENT EMPLOYEES INSURANCE COMPANY,  
C.A. No. 2:16-00430

MDL No. 2748 – **IN RE: CAPACITORS ANTITRUST LITIGATION (NO. II)**

Motion of plaintiffs Avnet, Inc., and The AASI Beneficiaries' Trust, by and through Kenneth A. Welt, Liquidating Trustee, to transfer the following actions to the United States District Court for the Northern District of California:

District of Arizona

AVNET INCORPORATED v. HITACHI CHEMICAL COMPANY LIMITED, ET AL.,  
C.A. No. 2:16-02808

Northern District of California

IN RE CAPACITORS ANTITRUST LITIGATION, C.A. No. 3:14-03264

Southern District of Florida

THE AASI BENEFICIARIES TRUST, BY AND THROUGH KENNETH A. WELT,  
LIQUIDATING TRUSTEE v. AVX CORPORATION, ET AL.,  
C.A. No. 1:16-23691

MDL No. 2749 – **IN RE: OSF HEALTHCARE SYSTEM EMPLOYEE RETIREMENT  
INCOME SECURITY ACT (ERISA) LITIGATION**

Motion of defendants OSF HealthCare System, Plan Administrator for the OSF Plans, OSF HealthCare System Human Resources Committee, The Sisters of the Third Order of St. Francis Employees Pension Plan Administrative Committee, and the Saint Anthony's Health Center Retirement Committee to transfer the following actions to the United States District Court for the Central District of Illinois:

Central District of Illinois

BAILEY, ET AL. v. OSF HEALTHCARE SYSTEM, ET AL., C.A. No. 1:16-01137

Southern District of Illinois

SMITH v. OSF HEALTHCARE SYSTEM, ET AL., C.A. No. 3:16-00467



MDL No. 2750 – **IN RE: INVOKANA (CANAGLIFLOZIN) PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs Stella S. Benjamin; Robert Partington; Sherry Anders, et al.; Shelley Swinney, et al.; Kathy Seifried; Brittany Bowling, et al.; Karen Robertson, et al.; Greg Humphries, et al.; Mark Kuno; Judy Thompson; Brian Henderson, et al.; Laura Waddle; Nathan Warren; Sheryl Desalis; Carolyn Forehand; Keisha Jackson; Teresa Rogers; Scott Sutherland; Wayne Lemke; Crystal Ervin, et al.; Judith Buchanan; Victor Felix, et al.; Angela Hudson; Bonnie Jayjohn, et al.; William Kemp, et al.; Iliana Luna, et al.; Earl Poole; Susan Stringer, et al.; and Carole Williams to transfer the following actions to the United States District Court for the District of New Jersey:

Eastern District of California

ANZO v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 2:15-02217

Northern District of Georgia

BRAZIL v. JANSSEN RESEARCH & DEVELOPMENT LLC, ET AL.,  
C.A. No. 4:15-00204

Northern District of Illinois

DAVIS v. JANSSEN PHARMACEUTICALS, INC., C.A. No. 1:16-08838

Southern District of Illinois

SCHURMAN v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:15-01180  
ALLEN v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:15-01195  
COUNTS v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:15-01196  
FREEMAN, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-00557

Western District of Kentucky

HOUSE v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:15-00894  
ADYE v. JANSSEN RESEARCH & DEVELOPMENT LLC, ET AL.,  
C.A. No. 3:16-00107  
ADKINS v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 3:16-00330

WOODWARD v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 3:16-00486

Eastern District of Louisiana

GUIDRY v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 2:15-04591  
MADDOX v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 2:16-01189  
LESSARD v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 2:16-02329

Middle District of Louisiana

JACKSON, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-00319

Western District of Louisiana

MARSHALL v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 5:16-00664  
RUTLAND v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 5:16-00666

District of Minnesota

SCHROEDER v. JANSSEN PHARMACEUTICALS, INC., C.A. No. 0:16-03035

District of New Jersey

PUENTE, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:15-08070  
BENJAMIN v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-01786  
PARTINGTON v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-01787  
ANDERS, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-01897  
SWINNEY, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-01898  
SEIFRIED v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-01931  
BOWLING, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-02048  
ROBERTSON, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-02050  
HUMPHRIES, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,  
C.A. No. 3:16-02278

GARCIA v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-02361  
MILBURN v. JANSSEN RESEARCH & DEVELOPMENT LLC, ET AL.,

C.A. No. 3:16-02386

KUNO v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-02938  
THOMPSON v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-03114

HENDERSON, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-03362

WADDLE v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-04024

WARREN v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-04136

DESALIS v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-04484

FOREHAND v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-04485

JACKSON v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-04486

ROGERS v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-04489

SUTHERLAND v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-04490

LEMKE v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-05316

JOHNSTON v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-05383

MULLIN v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-05388

ERWAY v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-05394

ERVIN, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-05478

SARKISYAN, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-05479

BUCHANAN v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-05645

FELIX v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-05649

HUDSON v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-05674

JAYJOHN, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-05675

KEMP, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-05676

LUNA, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-05677

POOLE v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-05681

STRINGER, ET AL. v. JANSSEN PHARMACEUTICALS, INC., ET AL.,

C.A. No. 3:16-05682

WILLIAMS v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-05683

SANDERS v. JANSSEN PHARMACEUTICALS, INC., ET AL., C.A. No. 3:16-05940

MDL No. 2751 – **IN RE: XYTEX CORPORATION SPERM DONOR PRODUCTS  
LIABILITY LITIGATION**

Motion of defendant Xytex Corporation to transfer the following actions to the United States District Court for the Northern District of Georgia:

Central District of California

DOE v. XYTEX CORPORATION, ET AL., C.A. No. 2:16-06621

Northern District of California

DOE 1, ET AL. v. XYTEX CORPORATION, ET AL., C.A. No. 3:16-02935

Middle District of Florida

DOE v. XYTEX CORPORATION, ET AL., C.A. No. 8:16-02091

Northern District of Georgia

DOE 1, ET AL. v. XYTEX CORPORATION, ET AL., C.A. No. 1:16-01453  
DOE v. XYTEX CORPORATION, ET AL., C.A. No. 1:16-01729

Northern District of Ohio

DOE, ET AL. v. XYTEX CORPORATION, ET AL., C.A. No. 1:16-01692

MDL No. 2752 – **IN RE: YAHOO! INC. CUSTOMER DATA SECURITY BREACH  
LITIGATION**

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

Northern District of California

SVENTEK v. YAHOO!, INC., C.A. No. 4:16-05463  
SCHWARTZ v. YAHOO! INC., C.A. No. 5:16-05456  
MCMAHON v. YAHOO! INC., C.A. No. 5:16-05466

Southern District of California

MYERS, ET AL. v. YAHOO! INC., C.A. No. 3:16-02391

Southern District of Illinois

HAVRON, ET AL. v. YAHOO, INC., C.A. No. 3:16-01075

MDL No. 2753 – **IN RE: ATRIUM MEDICAL CORP. C-QUR MESH PRODUCTS  
LIABILITY LITIGATION**

Motion of plaintiffs Nicole Young, Daniel Hicks, Ann Ackley, Andja Badry, Jeffery Croucher, Martha Luna, and Felicia Blackwood to transfer the following actions to the United States District Court for the District of New Hampshire:

Northern District of Florida

DORIS v. ATRIUM MEDICAL CORPORATION, C.A. No. 4:16-00295

Middle District of Georgia

BRYANT, ET AL. v. ATRIUM MEDICAL CORPORATION, ET AL.,  
C.A. No. 3:16-00123

District of Kansas

FERGERSON v. ATRIUM MEDICAL CORPORATION, C.A. No. 2:16-02058

Eastern District of Louisiana

GUZMAN v. ATRIUM MEDICAL CORPORATION, C.A. No. 2:16-12179

Eastern District of Missouri

HEINZ v. ATRIUM MEDICAL CORPORATION, ET AL., C.A. No. 4:16-01587

District of New Hampshire

YOUNG v. ATRIUM MEDICAL CORPORATION, C.A. No. 1:16-00195  
HICKS v. ATRIUM MEDICAL CORPORATION, ET AL., C.A. No. 1:16-00357  
ACKLEY v. ATRIUM MEDICAL CORPORATION, ET AL., C.A. No. 1:16-00358  
BADRY v. ATRIUM MEDICAL CORPORATION, ET AL., C.A. No. 1:16-00360  
CROUCHER v. ATRIUM MEDICAL CORPORATION, ET AL., C.A. No. 1:16-00371  
LUNA v. ATRIUM MEDICAL CORPORATION, ET AL., C.A. No. 1:16-00372

BLACKWOOD v. ATRIUM MEDICAL CORPORATION, ET AL.,  
C.A. No. 1:16-00379

Western District of Texas

ZISSA v. ATRIUM MEDICAL CORPORATION, C.A. No. 5:15-00718

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

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

Opposition of plaintiff Michael Perez to transfer of the following action to the United States District Court for the Northern District of Texas:

Central District of California

PEREZ v. DEPUY ORTHOPAEDICS, INC., ET AL., C.A. No. 2:16-06283

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

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

Northern District of Alabama

EATON, ET AL. v. MIDLAND CREDIT MANAGEMENT, INC.,  
C.A. No. 7:16-01353

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

Oppositions of plaintiffs Kathy Jo Brawley, et al.; Kim Ray, et al.; and Patricia Tallo to transfer of their respective following actions to the United States District Court for the Southern District of West Virginia:

Eastern District of Missouri

BRAWLEY, ET AL. v. JOHNSON & JOHNSON, ET AL., C.A. No. 4:16-01439  
RAY, ET AL. v. JOHNSON & JOHNSON, ET AL., C.A. No. 4:16-01441

Eastern District of Pennsylvania

TALLO v. ETHICON, INC., ET AL., C.A. No. 2:16-04974

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

Opposition of plaintiffs Carol Marie, et al., to transfer of the following action to the United States District Court for the Northern District of Indiana:

Eastern District of Louisiana

MARIE, ET AL. v. BONEAFIED ORTHOPAEDICS, INC., ET AL.,  
C.A. No. 2:16-13138

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

Opposition of defendant DaVita Ocean Springs At Home to transfer of the following action to the United States District Court for the District of Massachusetts:

Southern District of Mississippi

ESTATE OF ALICE FAYE MCALLISTER, ET AL. v. FRESENIUS MEDICAL  
CARE HOLDINGS, INC., ET AL., C.A. No. 1:16-00306

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

Opposition of plaintiff Mei Ma to transfer of the following action to the United States District Court for the District of Connecticut:

Central District of California

MEI MA v. CONVERGENT OUTSOURCING, INC., ET AL., C.A. No. 2:16-04558

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

Motion of defendant Monitronics International, Inc., to transfer the following action to the United States District Court for the Northern District of West Virginia:

Central District of California

RORTY v. MONITRONICS INTERNATIONAL, INC., ET AL., C.A. No. 2:16-06542



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

Opposition of plaintiffs Dalphine Glass, et al., to transfer of the following action to the United States District Court for the District of South Carolina:

Eastern District of Missouri

GLASS, ET AL. v. PFIZER, INC., ET AL., C.A. No. 4:16-01274

MDL No. 2570 – **IN RE: COOK MEDICAL, INC., IVC FILTERS MARKETING, SALES  
PRACTICES AND PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiff Ashley Gilbert to transfer of the following action to the United States District Court for the Southern District of Indiana:

District of Nevada

GILBERT v. LUNG, ET AL., C.A. No. 2:16-01786

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

Opposition of plaintiffs Lerutha Doyle, et al., and Kevin Redmond, 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

DOYLE, ET AL. v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 4:16-01284

REDMOND, ET AL. v. JANSSEN RESEARCH & DEVELOPMENT, LLC, ET AL.,  
C.A. No. 4:16-01286

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

Oppositions of plaintiff Jessica McCullough and defendants Toyota Motor Sales, U.S.A., Inc., and General Motors LLC to transfer of their respective following actions to the United States District Court for the Southern District of Florida:

Middle District of Florida

MCCULLOUGH v. TOYOTA MOTOR SALES, U.S.A., INC., C.A. No. 6:16-01473

District of New Jersey

KARU v. TAKATA CORPORATION, ET AL., C.A. No. 2:16-04558

MDL No. 2627 – **IN RE: LUMBER LIQUIDATORS CHINESE-MANUFACTURED FLOORING PRODUCTS MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION**

Opposition of plaintiffs Solomon Hesney, et al., to transfer of the following action to the United States District Court for the Eastern District of Virginia:

District of New Jersey

HESNEY, ET AL. v. LUMBER LIQUIDATORS, INC., C.A. No. 2:16-04716

MDL No. 2672 – **IN RE: VOLKSWAGEN "CLEAN DIESEL" MARKETING, SALES PRACTICES, AND PRODUCTS LIABILITY LITIGATION**

Oppositions of plaintiffs John E. Banks, et al., and Charles Kert LeBlanc to transfer of the *Banks* and *LeBlanc* actions to the United States District Court for the Northern District of California and motion of plaintiff Oleg Yarin for reconsideration of the Panel's ruling transferring the *Yarin* action to the United States District Court for the Northern District of California:

Northern District of Alabama

BANKS, ET AL. v. VOLKSWAGEN GROUP OF AMERICA, INC.,  
C.A. No. 7:16-01219

Middle District of Florida

YARIN v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 8:16-01382

Eastern District of Louisiana

LEBLANC v. VOLKSWAGEN GROUP OF AMERICA, INC., ET AL.,  
C.A. No. 2:16-13553

MDL No. 2691 – **IN RE: VIAGRA (SILDENAFIL CITRATE) PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs to transfer the following actions to the United States District Court for the Northern District of California:

Northern District of Florida

MOTES v. ELI LILLY AND COMPANY, C.A. No. 4:16-00532

Northern District of Georgia

COCKFIELD v. ELI LILLY AND COMPANY, C.A. No. 2:16-00210

Southern District of Illinois

CHAPLAIN v. ELI LILLY AND COMPANY, C.A. No. 3:15-00887

Southern District of Indiana

HOLLIBAUGH v. ELI LILLY AND COMPANY, C.A. No. 1:16-02075

HINTON v. ELI LILLY AND COMPANY, C.A. No. 1:16-02076

BARNARD v. ELI LILLY AND COMPANY, C.A. No. 1:16-02077

HALL v. ELI LILLY AND COMPANY, C.A. No. 1:16-02079

THOMAS v. ELI LILLY AND COMPANY, C.A. No. 1:16-02080

CLIFTON v. ELI LILLY AND COMPANY, C.A. No. 1:16-02081

STEVENS v. ELI LILLY AND COMPANY, C.A. No. 1:16-02082

Middle District of Tennessee

BOLES v. PFIZER, INC., ET AL., C.A. No. 3:16-01100

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.