

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

**IN RE: PREMPRO PRODUCTS
LIABILITY LITIGATION**

MDL No. 1507

ORDER VACATING CONDITIONAL REMAND ORDERS

Before the Panel:* Pursuant to Panel Rule 10.2, defendant Wyeth entities¹ (collectively Wyeth) have moved to vacate our orders, entered at the suggestions of the transferee judge, conditionally remanding the actions listed on the attached Schedule A to their respective transferor courts. Plaintiffs in those actions did not respond to Wyeth's motions, and, according to Wyeth, join in opposing remand.

After considering all argument of counsel, we will grant the motions to vacate. The record indicates that (1) an agreement or agreements to settle these actions are in place; (2) the settlements will fully resolve the subject actions as to all claims therein; and (3) once the settlements are final, no further action will be required of the transferee court other than entry of dismissal.² Given these unusual circumstances, we conclude that vacatur is warranted.

* Judge Kathryn H. Vratil took no part in the decision of this matter.

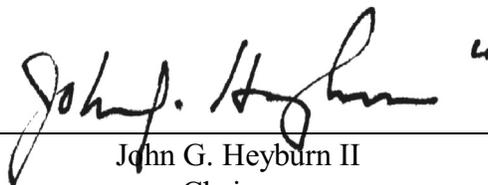
¹ Wyeth, Wyeth Pharmaceuticals Inc, Wyeth Ayerst International Inc., Wyeth Inc., Wyeth Laboratories Inc., Wyeth Pharmaceuticals, Wyeth-Ayerst International, Inc., Wyeth-Ayerst Pharmaceuticals, Inc.

² It is our understanding that the transferee judge was unaware of these impending settlements at the time he suggested remand.

- 2 -

IT IS THEREFORE ORDERED that the Panel's conditional remand orders filed on February 27, 2012 (doc. no. 1224) and March 1, 2012 (doc. no. 1227) are vacated insofar as they relate to the actions listed on Schedule A.

PANEL ON MULTIDISTRICT LITIGATION



John G. Heyburn II
Chairman

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

Barbara S. Jones
Marjorie O. Rendell

**IN RE: PREMPRO PRODUCTS
LIABILITY LITIGATION**

MDL No. 1507

SCHEDULE A

Jean Ann Bell v. Wyeth Pharmaceutical, et al., C.A. No. 4:04-01983
(N.D. Alabama, C.A. No. 6:04-01898)

Emma G. Blankenship v. Wyeth Pharmaceutical, et al., C.A. No. 4:04-01987
(N.D. Alabama, C.A. No. 6:04-01902)

Judith Dean Driver v. Wyeth Pharmaceutical, et al., C.A. No. 4:04-02026
(N.D. Alabama, C.A. No. 6:04-01941)

Gwendolyn Ann Knight v. Wyeth Pharmaceutical, Inc., et al., C.A. No. 4:04-02100
(N.D. Alabama, C.A. No. 6:04-02015)

Rebecca Leps v. Wyeth Pharmaceutical, et al., C.A. No. 4:04-02105
(N.D. Alabama, C.A. No. 6:04-02020)

Thelma Barbour, et al. v. Wyeth, Inc., et al., C.A. No. 4:04-01123
(C.D. California, C.A. No. 2:04-04742)

Lela Campbell v. Wyeth, Inc., et al., C.A. No. 4:05-00524
(C.D. California, C.A. No. 2:04-08944)

Myra F. Grisso, et al. v. Pharmacia & Upjohn, et al., C.A. No. 4:04-01002
(N.D. California, C.A. No. 3:04-02170)

Annette Langer v. Wyeth, Inc., et al., C.A. No. 4:06-00055
(N.D. California, C.A. No. 4:05-01214)

Joan Tremblay, et al. v. Wyeth, et al., C.A. No. 4:06-00176
(M.D. Florida, C.A. No. 2:05-00519)

Gary Nelson, et al. v. Wyeth, et al., C.A. No. 4:06-00743
(M.D. Florida, C.A. No. 2:06-00129)

Concetta Olin v. Wyeth, et al., C.A. No. 4:05-01914
(S.D. Florida, C.A. No. 9:05-80841)

Darlene Gage v. Wyeth, et al., C.A. No. 4:04-02283
(N.D. Illinois, C.A. No. 1:04-06135)

Ann Jewer, et al. v. Wyeth, et al., C.A. No. 4:05-01367
(D. Maryland, C.A. No. 1:05-01778)

Pauline S. Ryan, et al. v. Wyeth Pharmaceutical, et al., C.A. No. 4:04-01072
(D. Minnesota, C.A. No. 0:04-03137)

Toni Davenport, et al. v. Wyeth, et al., C.A. No. 4:04-01150
(D. Minnesota, C.A. No. 0:04-03364)

Dorothy Schweikl, et al. v. Wyeth, et al., C.A. No. 4:04-01194
(D. Minnesota, C.A. No. 0:04-03381)

Rosario Taja, et al. v. Wyeth, et al., C.A. No. 4:04-01439
(D. Minnesota, C.A. No. 0:04-03382)

Leah Camille Perona v. Wyeth, et al., C.A. No. 4:04-01433
(D. Minnesota, C.A. No. 0:04-03390)

- 2 -

MDL No. 1507 Schedule A (Continued)

Morene Baker v. Wyeth, et al., C.A. No. 4:04-01293
(D. Minnesota, C.A. No. 0:04-03534)
Mamie McLean v. Wyeth, et al., C.A. No. 4:04-01296
(D. Minnesota, C.A. No. 0:04-03535)
Marcia Galinsky v. Wyeth, et al., C.A. No. 4:05-00504
(D. Minnesota, C.A. No. 0:04-05059)
Gloria Youngwerth, et al. v. Wyeth, et al., C.A. No. 4:05-00502
(D. Minnesota, C.A. No. 0:04-05060)
Doris L. Honeywell, et al. v. Wyeth, Inc., et al., C.A. No. 4:05-00034
(N.D. Ohio, C.A. No. 1:04-02013)
Elizabeth Weber v. Wyeth, et al., C.A. No. 4:04-01420
(E.D. Texas, C.A. No. 1:04-00429)
Sara Safar, et al. v. Wyeth, et al., C.A. No. 4:04-01231
(E.D. Texas, C.A. No. 4:04-00234)
Katherine Carey v. Wyeth, et al., C.A. No. 4:04-01396
(E.D. Texas, C.A. No. 6:04-00308)
Sara James v. Wyeth, et al., C.A. No. 4:04-01000
(N.D. Texas, C.A. No. 2:04-00165)
Maria Garcia v. Wyeth, et al., C.A. No. 4:04-01512
(S.D. Texas, C.A. No. 3:04-00450)
Patsy Struve v. Wyeth, et al., C.A. No. 4:04-01494
(S.D. Texas, C.A. No. 3:04-00453)
Wynonia Margarite Peek, et al. v. Wyeth, Inc., et al., C.A. No. 4:04-00260
(S.D. Texas, C.A. No. 4:03-03302)
Deloris Wiede, et al. v. Wyeth, Inc., et al., C.A. No. 4:04-00195
(S.D. Texas, C.A. No. 4:03-04495)
Gail Franczak v. Wyeth, et al., C.A. No. 4:04-01356
(W.D. Texas, C.A. No. 1:04-00424)
Mava Lou McCumbers, et al. v. Wyeth, et al., C.A. No. 4:04-01260
(S.D. West Virginia, C.A. No. 2:04-00691)
Anna Skeens v. Wyeth, et al., C.A. No. 4:04-01283
(S.D. West Virginia, C.A. No. 3:04-00693)