

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.