

1 APPEARANCES:

2 For Defendants: Drinker Biddle & Reath
3 BY: SUSAN M. SHARKO, ESQ.
4 600 Campus Drive
Florham Park, New Jersey 07932

5 For Defendants: Drinker Biddle & Reath
6 BY: DEIRDRE KOLE, ESQ.
7 One Logan Square
8 Suite 2000
Philadelphia, Pennsylvania 19103

9 For Peggy Autrey: The Hayes Law Firm, P.C.
10 BY: JOSHUA R. LEAL, ESQ.
11 700 Rockmead
12 Suite 210
Kingwood, Texas 77339

13 Official Court Reporter: Jodi Simcox, RMR, FCRR
14 500 Poydras Street
15 Room HB-406
New Orleans, Louisiana 70130
16 (504) 589-7780

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	<u>I N D E X</u>	
		<u>Page</u>
1		
2		
3		
4	Pretrial Orders	4
5	Case Management Order Nos. 2, 3 & 4	6
6	Bellwether Selections	6
7	Counsel Contact Information Form	6
8	Plaintiff Fact Sheets	6
9	Defendant Fact Sheets	6
10	Bundling of Pleadings	12
11	Preservation Orders	12
12	Parties' Interactions with Physicians	13
13	Discovery	13
14	Deposition Guidelines	14
15	Discovery Issued to Third Parties	15
16	State/Federal Coordination	15
17	Hearing Following Status Conference	17
18	Next Status Conference	21
19		
20		
21		
22		
23		
24		
25		

08:19 1 PROCEEDINGS

08:19 2 (April 20, 2016)

08:19 3 *****

08:19 4
08:19 5 (COURT CALLED TO ORDER)

08:19 6 **THE COURT:** Be seated, please. Good morning, ladies
08:31 7 and gentlemen. Let's call the case.

08:31 8 **THE DEPUTY CLERK:** MDL No. 2592, *In Re: Xarelto*
08:31 9 *Products Liability Litigation.*

08:31 10 **THE COURT:** Counsel, make their appearance for the
08:31 11 record, please.

08:31 12 **MR. DAVIS:** Good morning, Your Honor. Leonard Davis
08:31 13 from the law firm of Herman, Herman, Katz, representing the
08:31 14 plaintiffs.

08:31 15 **MR. IRWIN:** And Jim Irwin for defendants Bayer and
08:31 16 Janssen.

08:31 17 **THE COURT:** Okay. We're here today for our monthly
08:31 18 status conference. I had a conference a moment ago with lead
08:32 19 liaison counsel to discuss the agenda. We'll take it in the
08:32 20 order proposed.

08:32 21 The first item is pretrial orders.

08:32 22 **MR. DAVIS:** Your Honor, the first item on the agenda
08:32 23 are pretrial orders. And there are a number of pretrial orders
08:32 24 that were issued, and I'd like to go through them even though
08:32 25 some of them may relate to other items later in the agenda.

08:32 1 **THE COURT:** Sure.

08:32 2 **MR. DAVIS:** But I think it's important, especially
08:32 3 for those on the phone, to be aware of the new pretrial orders,
08:32 4 specifically, Pretrial Orders Nos. 11E and 11F.

08:32 5 This one specifically deals with bundling of
08:32 6 complaints in Pretrial Order No. 11. And the new pretrial
08:32 7 order terminates the procedure for filing bundled complaints
08:32 8 per PTO 11. So it was vacated. So that as of May the 11th --
08:32 9 and I'll repeat that date -- as of -- I'm sorry, May the
08:32 10 20th -- as of May the 20th, 2016, no complaints, per pretrial
08:33 11 order 11, will be received by the Clerk of Court.

08:33 12 And I wanted people to be aware of those
08:33 13 pretrial orders that specifically deal with bundled complaints
08:33 14 and the deadline of May the 20th of this year.

08:33 15 **THE COURT:** Yes. I wanted to give enough notice. I
08:33 16 didn't want to all of a sudden mention that. But I gave them
08:33 17 enough notice so that if they do intend to file them anyplace
08:33 18 in the country, bundled complaints, they have to do so before
08:33 19 that date.

08:33 20 **MR. DAVIS:** And, Your Honor, that specifically
08:33 21 relates to the section later in the report regarding bundled
08:33 22 complaints.

08:33 23 **THE COURT:** Right.

08:33 24 **MR. DAVIS:** The Court also issued Pretrial Order
08:33 25 No. 24, which deals with subject matter jurisdiction and sets

08:33 1 forth dismissal guidelines, and I wanted people to be aware of
08:33 2 that so that if they plan on having dismissals on subject
08:33 3 matter, they address that order.

08:34 4 And also Pretrial Order No. 25, which sets forth
08:34 5 a time frame for production of documents from third parties.

08:34 6 And just so folks on the phone are aware, all of
08:34 7 Your Honor's orders are located on the Court's Web site.

08:34 8 With respect to Item No. 2, Case Management
08:34 9 Orders No. 2, 3 and 4, there's nothing new to report on those.

08:34 10 With respect to No. 3, bellwether selection, the
08:34 11 40 bellwether discovery pool cases are being worked up, and we
08:34 12 are in the process of preparing those for the upcoming trials.

08:34 13 With respect to Item No. 4, we continue to
08:34 14 receive counsel contact forms. And I'll remind people that
08:34 15 there is an obligation to send that in. It's helpful so you
08:34 16 have access to various information, including MDL centrality
08:34 17 and things like that.

08:35 18 On Item No. 5, plaintiff fact sheets, I know
08:35 19 BrownGreer is here to make a report. But, Your Honor, we
08:35 20 continue to discuss with defendants plaintiff fact sheets.

08:35 21 And I'll also talk about No. 6, defendant fact
08:35 22 sheets. We continue to have discussions on those matters and
08:35 23 will report back to the Court as appropriate and if there are
08:35 24 issues.

08:35 25 I also apologize. In section 6, there's a typo

08:35 1 about six lines in that says, "At the March 16th status
08:35 2 conference" It should be, "At the April status
08:35 3 conference."

08:35 4 But I'll turn it over to BrownGreer to make
08:35 5 their report.

08:35 6 **THE COURT:** Yes. The fact sheets are very important
08:35 7 in these types of cases. We can't do the interrogatories that
08:35 8 we do traditionally. It just takes too long and it creates too
08:35 9 many problems. So we utilize fact sheets, and that's more
08:35 10 efficient and is better able to be dealt with.

08:35 11 **MR. WOODY:** Good morning, Your Honor. My name is
08:35 12 Jake Woody from BrownGreer.

08:35 13 **THE COURT:** Jake.

08:35 14 **MR. WOODY:** I have a brief report for you on MDL
08:36 15 centrality and fact sheets in this matter.

08:36 16 So far we have 4,953 plaintiff fact sheets
08:36 17 submitted. That's an increase of 533 since the last status
08:36 18 conference. We have 2,036 fact sheets in progress, meaning
08:36 19 they've been started, but not yet submitted. And we have 1,644
08:36 20 amended fact sheets. And that's an increase of 141 since the
08:36 21 last status conference.

08:36 22 **THE COURT:** Is the 1,644 in addition to the 4,953?

08:36 23 **MR. WOODY:** No, they're part of that --

08:36 24 **THE COURT:** Part of it.

08:36 25 **MR. WOODY:** -- 4,000.

08:36 1 **THE COURT:** But 2,000 is not part of it?

08:36 2 **MR. WOODY:** Correct. Correct. So we have a total of
08:36 3 6,992 plaintiffs in the system, which is an increase of 743
08:36 4 since our last status conference.

08:36 5 **THE COURT:** How many are you getting a month, Jake?

08:36 6 **MR. WOODY:** We are getting about 500 a month. Here's
08:36 7 our monthly chart. Ever since about last November -- actually,
08:36 8 in October it's been steady at about 500 a month. That number
08:36 9 does not seem to be changing. Especially, in the previous
08:37 10 slide I showed you, there's 700 new people in the system. So
08:37 11 we don't see any sign that that number will stop. In April, we
08:37 12 have 327 so far with about 10 days left in the month; and last
08:37 13 March we had 506.

08:37 14 **THE COURT:** And are the groupings of people
08:37 15 consistent with what you have now already?

08:37 16 **MR. WOODY:** Yes. Yes. I have a slide in just a
08:37 17 minute about that. But, yes, the demographics are not changing
08:37 18 significantly, even though we're getting more and more fact
08:37 19 sheets. So the new people coming in are substantially similar
08:37 20 to the people who are already in.

08:37 21 Defendant fact sheets, just like the plaintiff
08:37 22 fact sheets, are steady. We have 5,818 defendant fact sheets
08:37 23 submitted, split roughly evenly between Bayer and Janssen. We
08:37 24 had 900 in March, and 650 so far in April. And as long as the
08:37 25 plaintiff fact sheets remain steady, I expect the defendant

08:37 1 fact sheets to remain steady because they are simply responses
08:37 2 to plaintiff fact sheets.

08:37 3 I mentioned earlier that the demographics
08:38 4 haven't changed. I showed this slide last month. It's the
08:38 5 same. The information is the same, even though I updated it,
08:38 6 because the people coming in just aren't -- they aren't
08:38 7 different than the people who are already in.

08:38 8 So the male/female split is 51 percent male,
08:38 9 49 percent female. And you can see that the age, the people
08:38 10 between 60 and 79 make up 59 percent of the MDL as a whole. So
08:38 11 that is the main age group, and it's split evenly between
08:38 12 genders.

08:38 13 In terms of the discovery pool, this slide is
08:38 14 also identical to the slide last month, even though I updated
08:38 15 the numbers to account for the new fact sheets, because the
08:38 16 discovery pool and the new people coming in just aren't that
08:38 17 different.

08:38 18 So you've got 51 percent male in the MDL, and
08:38 19 52 percent in the discovery pool. 60 to 79 age group is
08:38 20 59 percent of the MDL; it's 77 percent of the discovery pool,
08:38 21 and that difference is because of the protocol used to pick the
08:39 22 discovery pool, to exclude younger people and be more inclusive
08:39 23 of people in this main age group. So the discovery pool
08:39 24 percentage is a little higher than the MDL here, but that is by
08:39 25 design.

08:39 1 The same with the major injury, which is a GI
08:39 2 bleed. It's the number one injury alleged. 60 percent of the
08:39 3 MDL allege that injury; 72 percent of the discovery pool. And,
08:39 4 again, the protocols were designed to be more inclusive of the
08:39 5 main sort of cornerstone data points.

08:39 6 Reduction of stroke risk is the main indication.
08:39 7 52 percent of the MDL have that indication -- or that's the
08:39 8 reason that they were prescribed Xarelto; 72 percent of the
08:39 9 discovery pool.

08:39 10 And on terms of who was hospitalized, 93 percent
08:39 11 of the MDL was hospitalized; 97 percent of the discovery pool.

08:39 12 So you can see that the discovery pool matches
08:39 13 the MDL. In some cases, it's a little bit higher, but that is
08:40 14 by design by agreement of the parties.

08:40 15 I did want to point out a few improvements that
08:40 16 we've made to our home page. This is for plaintiffs: You can
08:40 17 now control which e-mails you get. If you want to get
08:40 18 individual pleadings e-mails, you can check that box. If you
08:40 19 just want to get that end-of-the-day summary, you can check
08:40 20 that.

08:40 21 We put the PTOs and CMOs that the Court has on
08:40 22 its Web site, we went ahead and put them on our Web site as
08:40 23 well so that people can get them there without having to go
08:40 24 elsewhere. And we also put the status conference information
08:40 25 that the Court has on its Web site here as well. And we will

08:40 1 update those as new PTOs and status conference transcripts come
08:40 2 through.

08:40 3 This is our attempt to make this one place where
08:40 4 people can go and get all the information they need about the
08:40 5 MDL and do their fact sheets and do all that sort of thing.
08:40 6 And we'll continue to improve this as we think of more things
08:40 7 that might be helpful.

08:40 8 Finally, this is our summary. I do want to
08:40 9 point out Row 3, which is duplicate plaintiffs identified.
08:40 10 We've identified 35 plaintiffs who are represented by separate
08:41 11 law firms. They have two separate fact sheets, two separate
08:41 12 entries, and we know they are duplicates because they have the
08:41 13 same social security number and date of birth and name.

08:41 14 We will do some outreach to those firms and let
08:41 15 them know that there's an overlap in representation and try to
08:41 16 resolve those issues now rather than years from now when
08:41 17 they're trying to figure out who represents who and who should
08:41 18 dismiss cases and things of that nature.

08:41 19 **THE COURT:** After you make that outreach, if they
08:41 20 still are that way, I'd like the plaintiffs committee to at
08:41 21 least talk to the lawyers and see where we are with that, and
08:41 22 I'll get involved in it if you need me to.

08:41 23 **MR. DAVIS:** No. It would be helpful, and I want to
08:41 24 make sure that if a plaintiff is clearing that up through
08:41 25 centrality, they also clear up the docket in this court so that

08:41 1 we know who the counsel is in the court's record.

08:41 2 **THE COURT:** Yes.

08:41 3 **MR. WOODY:** One of the things I looked at was the
08:41 4 docket number listed on the fact sheet and those are different.
08:41 5 I think they have different cases. So we can work with them to
08:42 6 clean up not only our system, but also with the Court to deal
08:42 7 with those cases.

08:42 8 **MR. DAVIS:** We'll work with BrownGreer on that.

08:42 9 **THE COURT:** All right. Okay.

08:42 10 **MR. WOODY:** And that is my summary, Your Honor. I
08:42 11 hope it's been helpful. If there's any questions from the
08:42 12 Court or the parties, we're always available.

08:42 13 **THE COURT:** No, that's fine. Jake, would you send me
08:42 14 a copy of that? Just a hard copy.

08:42 15 **MR. WOODY:** Yes, I'll send it to Thomas.

08:42 16 **THE COURT:** Good.

08:42 17 **MR. WOODY:** Thank you.

08:42 18 **THE COURT:** Thank you.

08:42 19 **MR. DAVIS:** Here's a copy, Your Honor.

08:42 20 Your Honor, with respect to Section 7, bundling
08:42 21 of complaints, I've previously spoken about Pretrial
08:42 22 Orders 11E & F and 24, and I don't believe that there's
08:42 23 anything further for me to address with that section.

08:42 24 The next section is preservation orders.
08:42 25 There's nothing new on that.

08:42 1 The next section, No. 9, is the proposed order
08:42 2 governing the parties interaction with MDL plaintiffs'
08:43 3 prescribing and treating physicians.

08:43 4 The defendants filed a motion for
08:43 5 reconsideration on this matter on April 6th. We have addressed
08:43 6 this matter with the Court in the biweekly conferences, and the
08:43 7 parties are preparing an additional order to present to the
08:43 8 Court based upon guidance that Your Honor gave during the
08:43 9 conference.

08:43 10 With respect to Section 10 on discovery,
08:43 11 depositions are being scheduled, and I'll report that they are
08:43 12 ongoing; and as Your Honor knows, these sometimes are addressed
08:43 13 in the biweekly calls as needed. But so folks know, they are
08:43 14 ongoing and the depositions have been taking place.

08:43 15 The PSC has brought challenges to privileged
08:43 16 documents, and those issues are addressed. We have a weekly
08:44 17 call where those issues are being addressed. And if there are
08:44 18 issues, those privilege issues will be brought to the attention
08:44 19 of the Court. But I am happy to say that we have had some good
08:44 20 discussions in those calls. Anthony Irpino has been involved
08:44 21 in those matters, and I know Your Honor is familiar with
08:44 22 Mr. Irpino.

08:44 23 We also have challenges on confidential
08:44 24 designations that the PSC has brought, and we are in the meet
08:44 25 and confer process, and we continue to have discussions on

08:44 1 those issues. And if, in fact, there are issues that need to
08:44 2 be brought to the Court's attention, they'll be brought up
08:44 3 appropriately.

08:44 4 With respect to the biological samples of
08:44 5 Xarelto related studies, the current Xarelto related studies,
08:44 6 defendants advise that they desire to dispose of those samples,
08:44 7 and we continue to consider those issues.

08:45 8 With respect to a motion to compel discovery of
08:45 9 the defendant German employee and their personnel files, that
08:45 10 issue is set to be argued on May the 5th. We have discussed
08:45 11 this in the pre-conference, and just so that everybody is
08:45 12 aware, defendant's brief is due tomorrow, and a reply brief
08:45 13 will be due on April the 28th. So those briefing deadlines are
08:45 14 in place.

08:45 15 The last item in discovery is the Court asked us
08:45 16 to place on the agenda the issue of discussion concerning the
08:45 17 Paul Herman matter and salary, and we placed that on the
08:45 18 agenda; and that issue, I think, has been addressed, and the
08:45 19 parties are aware of the Court's desire with respect to that.

08:46 20 The next item is No. 11, deposition guidelines.
08:46 21 The parties filed a consent motion this past week, and I
08:46 22 believe it's in Your Honor's hands --

08:46 23 **THE COURT:** Right.

08:46 24 **MR. DAVIS:** -- with respect to the consideration of
08:46 25 that motion, and we await further guidance from the Court.

08:46 1 With respect to No. 12, discovery issued to
08:46 2 third parties, there was a third party subpoena that was issued
08:46 3 to an entity called Alere, Alere San Diego Inc., and they have
08:46 4 responded with objections. We'll be dealing with that.
08:46 5 Defendants are aware of that issue. And we will be reaching
08:46 6 out to them and discussing that and having a meet and confer,
08:47 7 hopefully, to deal with that issue.

08:47 8 **THE COURT:** Keep me focused on that. If that
08:47 9 presents a problem, get to me and I'll deal with it.

08:47 10 **MR. DAVIS:** Ms. Barrios is not present today on the
08:47 11 next section on state/federal coordination and she's asked that
08:47 12 we make a report. I have to tell you, Your Honor, I'm not used
08:47 13 to this, but I have her report here and I'll try to go through
08:47 14 the bottom line of it.

08:47 15 There are a number of state court matters that
08:47 16 are reported in her report, and I'm happy to provide a copy to
08:47 17 defense counsel, as well as the Court.

08:47 18 According to Ms. Barrios' report, the change in
08:47 19 number of cases filed since the last status conference, there's
08:47 20 an increase of 93 cases; and there are total cases filed, 808.

08:47 21 With respect to the change in number of Xarelto
08:48 22 users since the last status conference, according to her
08:48 23 report, it's up 164. And the current number of Xarelto users
08:48 24 is 1,087.

08:48 25 **THE COURT:** Where are the cases being filed in state

08:48 1 court? Which states?

08:48 2 **MR. DAVIS:** There are California cases, Your Honor.
08:48 3 There's Delaware. There's Florida, Illinois, Kentucky,
08:48 4 Missouri, New Jersey, Pennsylvania.

08:48 5 **THE COURT:** Are most of them still in Pennsylvania,
08:48 6 number-wise?

08:48 7 **MR. DAVIS:** I think Pennsylvania has the most.

08:48 8 **THE COURT:** Susan?

08:48 9 **MS. SHARKO:** I can help Mr. Davis. The state court
08:48 10 cases are primarily in Pennsylvania. Then the recent filings
08:48 11 we discussed in chambers, in Delaware. There are a number of
08:48 12 filings in California, and a motion for statewide coordination
08:48 13 is to be decided. I think most of the others are either random
08:48 14 cases that have no diversity, or they're cases that were filed
08:49 15 and are in the process of removal.

08:49 16 **THE COURT:** Okay. Ask Dawn to get with me on the
08:49 17 judges who are handling them that I haven't contacted yet. I
08:49 18 know I've been talking to Judge New recently, and he's going to
08:49 19 use our protocol for depositions with some tweaks. If I can be
08:49 20 of help to any of the other judges, I'd like to at least offer
08:49 21 it.

08:49 22 **MR. DAVIS:** I will report back to Ms. Barrios, as
08:49 23 well as others on the committee, and someone will get back to
08:49 24 Your Honor on that.

08:49 25 **THE COURT:** All right.

08:49 1 **MR. DAVIS:** We also will be reaching out to some of
08:49 2 the new lawyers that have filed in these cases, for instance,
08:49 3 we understand Delaware, and the PSC will be reaching out to
08:49 4 these lawyers, and hopefully we'll get coordination.

08:50 5 There is one matter set for hearing after the
08:50 6 conference, which is a carryover from last month.

08:50 7 **THE COURT:** Okay. Well, let's take that up now then
08:50 8 if we can. What is the motion?

08:50 9 **MR. DAVIS:** I think it's defendant's motion, Your
08:50 10 Honor. I'll let them address that.

08:50 11 **MR. IRWIN:** Your Honor, Ms. Deirdre Kole will be
08:50 12 speaking as to this order to show cause matter, your order of
08:50 13 yesterday, I believe, Document No. 3074.

08:50 14 **THE COURT:** Okay.

08:50 15 **MS. KOLE:** Good morning, Your Honor. Deirdre Kole
08:50 16 for the defendants.

08:50 17 Yesterday Your Honor issued an order to show
08:50 18 cause further to the show cause hearing on March 16th, 2016.
08:50 19 There are several cases identified on the order to show cause.
08:50 20 Three have been resolved. Those are Mark McDonald,
08:50 21 2:15-CV-05669; Maurice Quarles, 2:15-CV-05598; and Gerald
08:51 22 Stevenson, 2:15-CV-03098.

08:51 23 The remainder of the defendants, we'd submit
08:51 24 should be dismissed in accordance with Your Honor's rulings
08:51 25 last time.

08:51 1 **THE COURT:** Anybody speaking on behalf of those
08:51 2 plaintiffs either on the phone or in person?

08:51 3 Hearing none, who are the plaintiffs?

08:51 4 **MS. KOLE:** The remaining plaintiffs, Your Honor,
08:51 5 would be Peggy Autrey, 2:15-CV-05064; Fannie Dogget,
08:51 6 2:15-CV-01249; Russell Jackson, 2:15-CV-05638; Toni May,
08:51 7 2:15-CV-03803; Joyce Mannhalter, 2:15-CV-03148; Sheila McKoy,
08:52 8 2:15-CV-01253; and Etta Means, 2:15-CV-04568.

08:52 9 **THE COURT:** Anybody on the phone that wishes to say
08:52 10 anything about any of those cases?

08:52 11 **MR. LEAL:** Good morning, Your Honor. This is Joshua
08:52 12 R. Leal. I'm addressing the first case. I'm counsel for Peggy
08:52 13 Autrey. I just want to let you know, Your Honor, we've done
08:52 14 everything we could in our power to show proof of using
08:52 15 Xarelto. However, we lack the cooperation of our client.

08:52 16 We were at least able to request pharmacy
08:52 17 records from three different pharmacies, and they just don't
08:52 18 show proof of using the medication. The client did represent
08:52 19 that she would go to the pharmacy herself and get the proof,
08:52 20 and she hasn't done so.

08:52 21 And, for the record, for the past five months,
08:52 22 we've sent at least 12 different letters to the client, telling
08:53 23 her how important it is, we need specific information or the
08:53 24 case will be dismissed, and we just have not been provided the
08:53 25 information. So there's nothing else, as legal counsel, we can

08:53 1 do to get the proof without our client's cooperation.

08:53 2 **THE COURT:** Okay. Well, I appreciate your efforts in
08:53 3 the matter, and you've done a great job in trying to represent
08:53 4 her. She has responsibilities to keep in touch with you, and
08:53 5 it's not your fault if she hasn't kept in touch with you or
08:53 6 hasn't responded to you.

08:53 7 So I appreciate your coming on the phone and
08:53 8 your participation in the case. It's been very helpful, and
08:53 9 you've done it in a very professional way, and I appreciate it.

08:53 10 **MR. LEAL:** Thank you, Your Honor.

08:53 11 **THE COURT:** Yes?

08:53 12 **MR. DAVIS:** Your Honor, the PSC would object to any
08:53 13 dismissals, and specifically dismissals with prejudice. We've
08:53 14 also, as we've indicated previously to the Court, reached out
08:53 15 to these lawyers as best we can and attempted to communicate
08:54 16 with them. Cindy Daniel, who was present last time, has
08:54 17 followed up, and we have had communications with all of these
08:54 18 lawyers.

08:54 19 I'll point out one, and I know Ms. Kole is aware
08:54 20 of this, with respect to Joyce Mannhalter, which is
08:54 21 2:15-CV-03148, we understood that that firm was going to call
08:54 22 in. The attorney is Randi Kassan from the Sanders, Phillips
08:54 23 Grossman, LLC firm.

08:54 24 And they originally alleged that they filed this
08:54 25 case in a bundled complaint in error and amended the complaint

08:54 1 an hour or so later and attempted to remove this plaintiff
08:54 2 from the bundled complaint because it was a mistake.

08:54 3 The plaintiff, as we understand it, has been
08:54 4 trying to resolve this matter with the defendants, but they've
08:54 5 been unable to resolve it, and they were going to call in to
08:54 6 try to address the matter and deal with it. I understand from
08:54 7 Ms. Kole that she understood they were going to call in as
08:55 8 well.

08:55 9 So I just point that out to the Court, and I
08:55 10 have not heard from this person any further.

08:55 11 **THE COURT:** Okay. Anybody in connection with the
08:55 12 Joyce Mannhalter case on the phone?

08:55 13 Okay. All right. Then in view of our attempts
08:55 14 to contact people, in view of their unwillingness or whatever,
08:55 15 they didn't respond, they failed to respond to the Court's
08:55 16 order, address the Court's order, I'm going to dismiss the
08:55 17 cases, and I'm going to dismiss the cases with prejudice.

08:55 18 I understand the plaintiff's position, but it's
08:55 19 time that these cases get over. I'm dismissing them with
08:55 20 prejudice.

08:55 21 Thank you very much.

08:55 22 **MR. DAVIS:** Thank you, Your Honor.

08:55 23 **MS. KOLE:** Thank you, Your Honor.

08:55 24 Your Honor, would you like defendants to submit
08:55 25 an order?

08:55 1 THE COURT: Yes.

08:55 2 MS. KOLE: Okay. Thank you.

08:55 3 THE COURT: Anything else?

08:55 4 MR. DAVIS: Your Honor, I think just the next status
08:55 5 conference.

08:55 6 THE COURT: Okay. The next status meeting is when,
08:55 7 Thomas? May 24th. And the one in June, June the 24th.
08:56 8 June 24th, May 24th at 9:00 a.m., 8:30 for the lead and liaison
08:56 9 counsel pre-meeting.

08:56 10 All right. Thank you very much. Court will
08:56 11 stand in recess.

08:56 12 (WHEREUPON, the proceedings were concluded.)

08:56 13 *****

08:56 14 CERTIFICATE

08:56 15 I, Jodi Simcox, RMR, FCRR, Official Court Reporter
08:56 16 for the United States District Court, Eastern District of
08:56 17 Louisiana, do hereby certify that the foregoing is a true and
08:56 18 correct transcript, to the best of my ability and
08:56 19 understanding, from the record of the proceedings in the
08:56 20 above-entitled and numbered matter.

08:56 21

08:56 22

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08:56 25

08:56 26

08:56 27

08:56 28

08:56 29

s/Jodi Simcox, RMR, FCRR
Jodi Simcox, RMR, FCRR
Official Court Reporter

MR. DAVIS: [18] 4/11 4/21 5/1
5/19 5/23 11/22 12/7 12/18
14/23 15/9 16/1 16/6 16/21
16/25 17/8 19/11 20/21 21/3
MR. IRWIN: [2] 4/14 17/10
MR. LEAL: [2] 18/10 19/9
MR. WOODY: [11] 7/10 7/13
7/22 7/24 8/1 8/5 8/15 12/2
12/9 12/14 12/16
MS. KOLE: [4] 17/14 18/3
20/22 21/1
MS. SHARKO: [1] 16/8
THE COURT: [36]
THE DEPUTY CLERK: [1] 4/7

0
01249 [1] 18/6
01253 [1] 18/8
03098 [1] 17/22
03148 [2] 18/7 19/21
03803 [1] 18/7
04568 [1] 18/8
05064 [1] 18/5
05598 [1] 17/21
05638 [1] 18/6
05669 [1] 17/21
07932 [1] 2/3

1
1,087 [1] 15/24
1,644 [2] 7/19 7/22
10 [2] 8/12 13/10
11 [4] 5/6 5/8 5/11 14/20
11E [2] 5/4 12/22
11F [1] 5/4
11th [1] 5/8
12 [2] 15/1 18/22
141 [1] 7/20
164 [1] 15/23
16th [1] 17/18
19103 [1] 2/7

2
2,000 [1] 8/1
2,036 [1] 7/18
20 [2] 1/7 4/2
2000 [1] 2/7
2016 [4] 1/7 4/2 5/10 17/18
20th [2] 5/10 5/10
20th of [1] 5/14
210 [1] 2/11
24 [2] 5/25 12/22
24th [3] 21/7 21/7 21/8
25 [1] 6/4

2592 [2] 1/5 4/8
2700 [1] 1/18
28th [1] 14/13
2:15-CV-01249 [1] 18/6
2:15-CV-01253 [1] 18/8
2:15-CV-03098 [1] 17/22
2:15-CV-03148 [2] 18/7 19/21
2:15-CV-03803 [1] 18/7
2:15-CV-04568 [1] 18/8
2:15-CV-05064 [1] 18/5
2:15-CV-05598 [1] 17/21
2:15-CV-05638 [1] 18/6
2:15-CV-05669 [1] 17/21

3
3074 [1] 17/13
327 [1] 8/12
35 [1] 11/10

4
4,000 [1] 7/25
4,953 [2] 7/16 7/22
40 [1] 6/11
400 [1] 1/17
406 [1] 2/14
49 percent [1] 9/9

5
5,818 [1] 8/22
500 [3] 2/14 8/6 8/8
504 [1] 2/15
506 [1] 8/13
51 percent [2] 9/8 9/18
52 percent [2] 9/19 10/7
533 [1] 7/17
589-7780 [1] 2/15
59 percent [2] 9/10 9/20
5th [1] 14/10

6
6,992 [1] 8/3
60 [2] 9/10 9/19
60 percent [1] 10/2
600 [1] 2/3
650 [1] 8/24
6th [1] 13/5

7
700 [2] 2/10 8/10
70113 [1] 1/14
70130 [2] 1/18 2/15
72 [1] 10/3
72 percent [1] 10/8
743 [1] 8/3
77 percent [1] 9/20

77339 [1] 2/11
7780 [1] 2/15
79 [2] 9/10 9/19

8
808 [1] 15/20
820 [1] 1/14
8:30 [1] 21/8

9
900 [1] 8/24
93 [1] 15/20
93 percent [1] 10/10
97 percent [1] 10/11
9:00 a.m [1] 21/8

A
a.m [1] 21/8
ability [1] 21/18
able [2] 7/10 18/16
about [10] 6/21 7/1 8/6 8/7 8/8
8/12 8/17 11/4 12/21 18/10
above [1] 21/20
above-entitled [1] 21/20
access [1] 6/16
accordance [1] 17/24
according [2] 15/18 15/22
account [1] 9/15
actually [1] 8/7
addition [1] 7/22
additional [1] 13/7
address [5] 6/3 12/23 17/10
20/6 20/16
addressed [5] 13/5 13/12
13/16 13/17 14/18
addressing [1] 18/12
advise [1] 14/6
after [2] 11/19 17/5
again [1] 10/4
age [4] 9/9 9/11 9/19 9/23
agenda [5] 4/19 4/22 4/25
14/16 14/18
ago [1] 4/18
agreement [1] 10/14
ahead [1] 10/22
Alert [2] 15/3 15/3
all [9] 5/16 6/6 11/4 11/5 12/9
16/25 19/17 20/13 21/10
allege [1] 10/3
alleged [2] 10/2 19/24
already [3] 8/15 8/20 9/7
also [11] 5/24 6/4 6/21 6/25
9/14 10/24 11/25 12/6 13/23
17/1 19/14
always [1] 12/12

<p>A</p> <p>am [1] 13/19</p> <p>amended [2] 7/20 19/25</p> <p>Anthony [1] 13/20</p> <p>any [6] 8/11 12/11 16/20 18/10 19/12 20/10</p> <p>Anybody [3] 18/1 18/9 20/11</p> <p>anyplace [1] 5/17</p> <p>anything [3] 12/23 18/10 21/3</p> <p>apologize [1] 6/25</p> <p>appearance [1] 4/10</p> <p>APPEARANCES [2] 1/11 2/1</p> <p>appreciate [3] 19/2 19/7 19/9</p> <p>appropriate [1] 6/23</p> <p>appropriately [1] 14/3</p> <p>April [7] 1/7 4/2 7/2 8/11 8/24 13/5 14/13</p> <p>April 6th [1] 13/5</p> <p>are [49]</p> <p>aren't [3] 9/6 9/6 9/16</p> <p>argued [1] 14/10</p> <p>as [23]</p> <p>Ask [1] 16/16</p> <p>asked [2] 14/15 15/11</p> <p>attempt [1] 11/3</p> <p>attempted [2] 19/15 20/1</p> <p>attempts [1] 20/13</p> <p>attention [2] 13/18 14/2</p> <p>attorney [1] 19/22</p> <p>Autrey [3] 2/9 18/5 18/13</p> <p>available [1] 12/12</p> <p>Avenue [1] 1/14</p> <p>await [1] 14/25</p> <p>aware [8] 5/3 5/12 6/1 6/6 14/12 14/19 15/5 19/19</p>	<p>best [2] 19/15 21/18</p> <p>better [1] 7/10</p> <p>between [3] 8/23 9/10 9/11</p> <p>Biddle [2] 2/2 2/5</p> <p>biological [1] 14/4</p> <p>birth [1] 11/13</p> <p>bit [1] 10/13</p> <p>biweekly [2] 13/6 13/13</p> <p>bleed [1] 10/2</p> <p>bottom [1] 15/14</p> <p>box [1] 10/18</p> <p>brief [3] 7/14 14/12 14/12</p> <p>briefing [1] 14/13</p> <p>brought [5] 13/15 13/18 13/24 14/2 14/2</p> <p>BrownGreer [4] 6/19 7/4 7/12 12/8</p> <p>bundled [6] 5/7 5/13 5/18 5/21 19/25 20/2</p> <p>bundling [2] 5/5 12/20</p>	<p>clearing [1] 11/24</p> <p>Clerk [1] 5/11</p> <p>client [3] 18/15 18/18 18/22</p> <p>client's [1] 19/1</p> <p>CMOs [1] 10/21</p> <p>come [1] 11/1</p> <p>coming [4] 8/19 9/6 9/16 19/7</p> <p>committee [2] 11/20 16/23</p> <p>communicate [1] 19/15</p> <p>communications [1] 19/17</p> <p>compel [1] 14/8</p> <p>complaint [3] 19/25 19/25 20/2</p> <p>complaints [7] 5/6 5/7 5/10 5/13 5/18 5/22 12/21</p> <p>computer [1] 2/18</p> <p>concerning [1] 14/16</p> <p>concluded [1] 21/12</p> <p>confer [2] 13/25 15/6</p> <p>conference [16] 1/9 4/18 4/18 7/2 7/3 7/18 7/21 8/4 10/24 11/1 13/9 14/11 15/19 15/22 17/6 21/5</p> <p>conferences [1] 13/6</p> <p>confidential [1] 13/23</p> <p>connection [1] 20/11</p> <p>consent [1] 14/21</p> <p>consider [1] 14/7</p> <p>consideration [1] 14/24</p> <p>consistent [1] 8/15</p> <p>contact [2] 6/14 20/14</p> <p>contacted [1] 16/17</p> <p>continue [6] 6/13 6/20 6/22 11/6 13/25 14/7</p> <p>control [1] 10/17</p> <p>cooperation [2] 18/15 19/1</p> <p>coordination [3] 15/11 16/12 17/4</p> <p>copy [4] 12/14 12/14 12/19 15/16</p> <p>cornerstone [1] 10/5</p> <p>correct [3] 8/2 8/2 21/18</p> <p>could [1] 18/14</p> <p>counsel [10] 1/13 1/17 4/10 4/19 6/14 12/1 15/17 18/12 18/25 21/9</p> <p>country [1] 5/18</p> <p>court [26]</p> <p>court's [6] 6/7 12/1 14/2 14/19 20/15 20/16</p> <p>creates [1] 7/8</p> <p>current [2] 14/5 15/23</p> <p>CV [11] 17/21 17/21 17/22 18/5 18/6 18/6 18/7 18/7 18/8 18/8 19/21</p>
<p>B</p> <p>back [3] 6/23 16/22 16/23</p> <p>Barrios [2] 15/10 16/22</p> <p>Barrios' [1] 15/18</p> <p>based [1] 13/8</p> <p>Bayer [2] 4/15 8/23</p> <p>be [27]</p> <p>because [6] 9/1 9/6 9/15 9/21 11/12 20/2</p> <p>been [12] 7/19 8/8 12/11 13/14 13/20 14/18 16/18 17/20 18/24 19/8 20/3 20/5</p> <p>before [2] 1/9 5/18</p> <p>behalf [1] 18/1</p> <p>being [4] 6/11 13/11 13/17 15/25</p> <p>believe [3] 12/22 14/22 17/13</p> <p>bellwether [2] 6/10 6/11</p>	<p>C</p> <p>California [2] 16/2 16/12</p> <p>call [5] 4/7 13/17 19/21 20/5 20/7</p> <p>called [2] 4/5 15/3</p> <p>calls [2] 13/13 13/20</p> <p>Campus [1] 2/3</p> <p>can [13] 9/9 10/12 10/16 10/18 10/19 10/23 11/4 12/5 16/9 16/19 17/8 18/25 19/15</p> <p>can't [1] 7/7</p> <p>carryover [1] 17/6</p> <p>case [7] 4/7 6/8 18/12 18/24 19/8 19/25 20/12</p> <p>cases [20] 6/11 7/7 10/13 11/18 12/5 12/7 15/19 15/20 15/20 15/25 16/2 16/10 16/14 16/14 17/2 17/19 18/10 20/17 20/17 20/19</p> <p>cause [4] 17/12 17/18 17/18 17/19</p> <p>centrality [3] 6/16 7/15 11/25</p> <p>CERTIFICATE [1] 21/14</p> <p>certify [1] 21/17</p> <p>challenges [2] 13/15 13/23</p> <p>chambers [1] 16/11</p> <p>change [2] 15/18 15/21</p> <p>changed [1] 9/4</p> <p>changing [2] 8/9 8/17</p> <p>chart [1] 8/7</p> <p>check [2] 10/18 10/19</p> <p>Cindy [1] 19/16</p> <p>clean [1] 12/6</p> <p>clear [1] 11/25</p>	

<p>D</p> <p>data [1] 10/5</p> <p>date [3] 5/9 5/19 11/13</p> <p>DAVIS [3] 1/13 4/12 16/9</p> <p>Dawn [1] 16/16</p> <p>day [1] 10/19</p> <p>days [1] 8/12</p> <p>deadline [1] 5/14</p> <p>deadlines [1] 14/13</p> <p>deal [5] 5/13 12/6 15/7 15/9 20/6</p> <p>dealing [1] 15/4</p> <p>deals [2] 5/5 5/25</p> <p>dealt [1] 7/10</p> <p>decided [1] 16/13</p> <p>defendant [5] 6/21 8/21 8/22 8/25 14/9</p> <p>defendant's [2] 14/12 17/9</p> <p>defendants [11] 2/2 2/5 4/15 6/20 13/4 14/6 15/5 17/16 17/23 20/4 20/24</p> <p>Defendants' [1] 1/16</p> <p>defense [1] 15/17</p> <p>DEIRDRE [3] 2/6 17/11 17/15</p> <p>Delaware [3] 16/3 16/11 17/3</p> <p>demographics [2] 8/17 9/3</p> <p>deposition [1] 14/20</p> <p>depositions [3] 13/11 13/14 16/19</p> <p>design [2] 9/25 10/14</p> <p>designations [1] 13/24</p> <p>designed [1] 10/4</p> <p>desire [2] 14/6 14/19</p> <p>did [2] 10/15 18/18</p> <p>didn't [2] 5/16 20/15</p> <p>Diego [1] 15/3</p> <p>difference [1] 9/21</p> <p>different [6] 9/7 9/17 12/4 12/5 18/17 18/22</p> <p>discovery [15] 6/11 9/13 9/16 9/19 9/20 9/22 9/23 10/3 10/9 10/11 10/12 13/10 14/8 14/15 15/1</p> <p>discuss [2] 4/19 6/20</p> <p>discussed [2] 14/10 16/11</p> <p>discussing [1] 15/6</p> <p>discussion [1] 14/16</p> <p>discussions [3] 6/22 13/20 13/25</p> <p>dismiss [3] 11/18 20/16 20/17</p> <p>dismissal [1] 6/1</p> <p>dismissals [3] 6/2 19/13 19/13</p> <p>dismissed [2] 17/24 18/24</p> <p>dismissing [1] 20/19</p>	<p>dispose [1] 14/6</p> <p>DISTRICT [5] 1/1 1/2 1/10 21/16 21/16</p> <p>diversity [1] 16/14</p> <p>do [10] 5/17 5/18 7/7 7/8 11/5 11/5 11/8 11/14 19/1 21/17</p> <p>docket [3] 1/5 11/25 12/4</p> <p>Document [1] 17/13</p> <p>documents [2] 6/5 13/16</p> <p>does [1] 8/9</p> <p>Dogget [1] 18/5</p> <p>don't [3] 8/11 12/22 18/17</p> <p>done [4] 18/13 18/20 19/3 19/9</p> <p>Drinker [2] 2/2 2/5</p> <p>Drive [1] 2/3</p> <p>due [2] 14/12 14/13</p> <p>duplicate [1] 11/9</p> <p>duplicates [1] 11/12</p> <p>during [1] 13/8</p> <hr/> <p>E</p> <p>e-mails [2] 10/17 10/18</p> <p>earlier [1] 9/3</p> <p>EASTERN [2] 1/2 21/16</p> <p>efficient [1] 7/10</p> <p>efforts [1] 19/2</p> <p>either [2] 16/13 18/2</p> <p>ELDON [1] 1/9</p> <p>else [2] 18/25 21/3</p> <p>elsewhere [1] 10/24</p> <p>employee [1] 14/9</p> <p>end [1] 10/19</p> <p>end-of-the-day [1] 10/19</p> <p>enough [2] 5/15 5/17</p> <p>entitled [1] 21/20</p> <p>entity [1] 15/3</p> <p>entries [1] 11/12</p> <p>error [1] 19/25</p> <p>especially [2] 5/2 8/9</p> <p>ESQ [5] 1/13 1/17 2/2 2/6 2/10</p> <p>Etta [1] 18/8</p> <p>even [4] 4/24 8/18 9/5 9/14</p> <p>evenly [2] 8/23 9/11</p> <p>Ever [1] 8/7</p> <p>everybody [1] 14/11</p> <p>everything [1] 18/14</p> <p>exclude [1] 9/22</p> <p>expect [1] 8/25</p> <hr/> <p>F</p> <p>fact [21] 6/18 6/20 6/21 7/6 7/9 7/15 7/16 7/18 7/20 8/18 8/21 8/22 8/22 8/25 9/1 9/2 9/15 11/5 11/11 12/4 14/1</p> <p>failed [1] 20/15</p>	<p>FALLON [1] 1/9</p> <p>familiar [1] 13/21</p> <p>Fannie [1] 18/5</p> <p>far [3] 7/16 8/12 8/24</p> <p>fault [1] 19/5</p> <p>FCRR [4] 2/13 21/15 21/22 21/23</p> <p>federal [1] 15/11</p> <p>female [2] 9/8 9/9</p> <p>few [1] 10/15</p> <p>figure [1] 11/17</p> <p>file [1] 5/17</p> <p>filed [8] 13/4 14/21 15/19 15/20 15/25 16/14 17/2 19/24</p> <p>files [1] 14/9</p> <p>filing [1] 5/7</p> <p>filings [2] 16/10 16/12</p> <p>Finally [1] 11/8</p> <p>fine [1] 12/13</p> <p>firm [4] 2/9 4/13 19/21 19/23</p> <p>firms [2] 11/11 11/14</p> <p>first [3] 4/21 4/22 18/12</p> <p>five [1] 18/21</p> <p>Florham [1] 2/3</p> <p>Florida [1] 16/3</p> <p>focused [1] 15/8</p> <p>folks [2] 6/6 13/13</p> <p>followed [1] 19/17</p> <p>foregoing [1] 21/17</p> <p>forms [1] 6/14</p> <p>forth [2] 6/1 6/4</p> <p>frame [1] 6/5</p> <p>Fritchie [1] 1/16</p> <p>from the [1] 20/2</p> <p>further [4] 12/23 14/25 17/18 20/10</p> <hr/> <p>G</p> <p>gave [2] 5/16 13/8</p> <p>genders [1] 9/12</p> <p>gentlemen [1] 4/7</p> <p>Gerald [1] 17/21</p> <p>German [1] 14/9</p> <p>get [13] 10/17 10/17 10/19 10/23 11/4 11/22 15/9 16/16 16/23 17/4 18/19 19/1 20/19</p> <p>getting [3] 8/5 8/6 8/18</p> <p>GI [1] 10/1</p> <p>give [1] 5/15</p> <p>go [5] 4/24 10/23 11/4 15/13 18/19</p> <p>going [6] 16/18 19/21 20/5 20/7 20/16 20/17</p> <p>good [7] 4/6 4/12 7/11 12/16 13/19 17/15 18/11</p>
--	--	---

G
 got [1] 9/18
 governing [1] 13/2
 great [1] 19/3
 Grossman [1] 19/23
 group [3] 9/11 9/19 9/23
 groupings [1] 8/14
 guidance [2] 13/8 14/25
 guidelines [2] 6/1 14/20

H
 had [5] 4/18 8/13 8/24 13/19 19/17
 handling [1] 16/17
 hands [1] 14/22
 happy [2] 13/19 15/16
 hard [1] 12/14
 has [10] 10/21 10/25 13/15 13/20 13/24 14/18 16/7 19/4 19/16 20/3
 hasn't [3] 18/20 19/5 19/6
 have [32]
 haven't [2] 9/4 16/17
 having [3] 6/2 10/23 15/6
 Hayes [1] 2/9
 HB [1] 2/14
 HB-406 [1] 2/14
 he's [1] 16/18
 heard [1] 20/10
 hearing [3] 17/5 17/18 18/3
 help [2] 16/9 16/20
 helpful [5] 6/15 11/7 11/23 12/11 19/8
 her [5] 15/13 15/16 15/22 18/23 19/4
 here [5] 4/17 6/19 9/24 10/25 15/13
 Here's [2] 8/6 12/19
 hereby [1] 21/17
 Herman [5] 1/13 1/13 4/13 4/13 14/17
 herself [1] 18/19
 higher [2] 9/24 10/13
 home [1] 10/16
 Honor [27]
 Honor's [3] 6/7 14/22 17/24
 HONORABLE [1] 1/9
 hope [1] 12/11
 hopefully [2] 15/7 17/4
 hospitalized [2] 10/10 10/11
 hour [1] 20/1
 how [2] 8/5 18/23
 However [1] 18/15

I
 I'd [3] 4/24 11/20 16/20
 I'll [11] 5/9 6/14 6/21 7/4 11/22 12/15 13/11 15/9 15/13 17/10 19/19
 I'm [8] 5/9 15/12 15/16 18/12 18/12 20/16 20/17 20/19
 I've [2] 12/21 16/18
 identical [1] 9/14
 identified [3] 11/9 11/10 17/19
 Illinois [1] 16/3
 important [3] 5/2 7/6 18/23
 improve [1] 11/6
 improvements [1] 10/15
 Inc [1] 15/3
 including [1] 6/16
 inclusive [2] 9/22 10/4
 increase [4] 7/17 7/20 8/3 15/20
 indicated [1] 19/14
 indication [2] 10/6 10/7
 individual [1] 10/18
 information [6] 6/16 9/5 10/24 11/4 18/23 18/25
 injury [3] 10/1 10/2 10/3
 instance [1] 17/2
 intend [1] 5/17
 interaction [1] 13/2
 interrogatories [1] 7/7
 involved [2] 11/22 13/20
 Irpino [2] 13/20 13/22
 Irwin [3] 1/16 1/17 4/15
 is [47]
 issue [5] 14/10 14/16 14/18 15/5 15/7
 issued [5] 4/24 5/24 15/1 15/2 17/17
 issues [9] 6/24 11/16 13/16 13/17 13/18 13/18 14/1 14/1 14/7
 it [22]
 it's [15] 5/2 6/15 8/8 9/4 9/11 9/20 10/2 10/13 12/11 14/22 15/23 17/9 19/5 19/8 20/18
 item [7] 4/21 4/22 6/8 6/13 6/18 14/15 14/20
 items [1] 4/25
 its [2] 10/22 10/25

J
 Jackson [1] 18/6
 Jake [4] 7/12 7/13 8/5 12/13
 JAMES [1] 1/17
 Janssen [2] 4/16 8/23

Jersey [2] 2/3 16/4
Jim [1] 4/15
job [1] 19/3
Jodi [4] 2/13 21/15 21/22 21/23
JOSHUA [2] 2/10 18/11
Joyce [3] 18/7 19/20 20/12
JUDGE [2] 1/10 16/18
judges [2] 16/17 16/20
June [3] 21/7 21/7 21/8
June 24th [1] 21/8
jurisdiction [1] 5/25
just [14] 6/6 7/8 8/16 8/21 9/6 9/16 10/19 12/14 14/11 18/13 18/17 18/24 20/9 21/4

K
Kassan [1] 19/22
Katz [2] 1/13 4/13
keep [2] 15/8 19/4
Kentucky [1] 16/3
kept [1] 19/5
Kingwood [1] 2/11
know [9] 6/18 11/12 11/15 12/1 13/13 13/21 16/18 18/13 19/19
knows [1] 13/12
KOLE [5] 2/6 17/11 17/15 19/19 20/7

L
lack [1] 18/15
ladies [1] 4/6
last [13] 7/17 7/21 8/4 8/7 8/12 9/4 9/14 14/15 15/19 15/22 17/6 17/25 19/16
later [3] 4/25 5/21 20/1
law [3] 2/9 4/13 11/11
lawyers [5] 11/21 17/2 17/4 19/15 19/18
lead [2] 4/18 21/8
LEAL [2] 2/10 18/12
least [4] 11/21 16/20 18/16 18/22
left [1] 8/12
legal [1] 18/25
LEONARD [2] 1/13 4/12
let [3] 11/14 17/10 18/13
let's [2] 4/7 17/7
letters [1] 18/22
LIABILITY [2] 1/6 4/9
liaison [4] 1/13 1/17 4/19 21/8
like [6] 4/24 6/17 8/21 11/20 16/20 20/24
line [1] 15/14
lines [1] 7/1

<p>L listed [1] 12/4 LITIGATION [2] 1/6 4/9 little [2] 9/24 10/13 LLC [1] 19/23 located [1] 6/7 Logan [1] 2/6 long [2] 7/8 8/24 looked [1] 12/3 LOUISIANA [6] 1/2 1/6 1/14 1/18 2/15 21/17</p>	<p>mentioned [1] 9/3 might [1] 11/7 minute [1] 8/17 Missouri [1] 16/4 mistake [1] 20/2 moment [1] 4/18 month [7] 8/5 8/6 8/8 8/12 9/4 9/14 17/6 monthly [3] 1/9 4/17 8/7 months [1] 18/21 more [6] 7/9 8/18 8/18 9/22 10/4 11/6 morning [5] 4/6 4/12 7/11 17/15 18/11 most [3] 16/5 16/7 16/13 motion [7] 13/4 14/8 14/21 14/25 16/12 17/8 17/9 Mr. [2] 13/22 16/9 Mr. Davis [1] 16/9 Mr. Irpino [1] 13/22 Ms. [6] 15/10 15/18 16/22 17/11 19/19 20/7 Ms. Barrios [2] 15/10 16/22 Ms. Barrios' [1] 15/18 Ms. Deirdre [1] 17/11 Ms. Kole [2] 19/19 20/7 much [2] 20/21 21/10 my [3] 7/11 12/10 21/18</p>	<p>11/13 12/4 15/15 15/19 15/21 15/23 16/6 16/11 number-wise [1] 16/6 numbered [1] 21/20 numbers [1] 9/15</p>
<p>M made [1] 10/16 mails [2] 10/17 10/18 main [4] 9/11 9/23 10/5 10/6 major [1] 10/1 make [8] 4/10 6/19 7/4 9/10 11/3 11/19 11/24 15/12 male [3] 9/8 9/8 9/18 male/female [1] 9/8 Management [1] 6/8 Mannhalter [3] 18/7 19/20 20/12 many [2] 7/9 8/5 March [4] 7/1 8/13 8/24 17/18 March 16th [1] 17/18 March 16th status [1] 7/1 Mark [1] 17/20 matches [1] 10/12 matter [12] 5/25 6/3 7/15 13/5 13/6 14/17 17/5 17/12 19/3 20/4 20/6 21/20 matters [3] 6/22 13/21 15/15 Maurice [1] 17/21 may [9] 4/25 5/8 5/9 5/10 5/14 14/10 18/6 21/7 21/8 May 24th [1] 21/7 May 24th at [1] 21/8 McDonald [1] 17/20 McKoy [1] 18/7 MDL [14] 1/5 4/8 6/16 7/14 9/10 9/18 9/20 9/24 10/3 10/7 10/11 10/13 11/5 13/2 MDL-2592 [1] 1/5 me [6] 11/22 12/13 12/23 15/8 15/9 16/16 meaning [1] 7/18 Means [1] 18/8 mechanical [1] 2/17 medication [1] 18/18 meet [2] 13/24 15/6 meeting [2] 21/6 21/9 mention [1] 5/16</p>	<p>N name [2] 7/11 11/13 nature [1] 11/18 need [4] 11/4 11/22 14/1 18/23 needed [1] 13/13 new [17] 1/6 1/14 1/18 2/3 2/15 5/3 5/6 6/9 8/10 8/19 9/15 9/16 11/1 12/25 16/4 16/18 17/2 next [6] 12/24 13/1 14/20 15/11 21/4 21/6 no [19] 1/5 4/8 5/6 5/10 6/4 6/8 6/9 6/10 6/13 6/18 6/21 7/23 11/23 12/13 13/1 14/20 15/1 16/14 17/13 No. [1] 5/25 No. 24 [1] 5/25 none [1] 18/3 Nos [1] 5/4 not [10] 7/19 8/1 8/9 8/17 12/6 15/10 15/12 18/24 19/5 20/10 nothing [3] 6/9 12/25 18/25 notice [2] 5/15 5/17 November [1] 8/7 now [5] 8/15 10/17 11/16 11/16 17/7 number [12] 4/23 8/8 8/11 10/2</p>	<p>O O'Keefe [1] 1/14 object [1] 19/12 objections [1] 15/4 obligation [1] 6/15 October [1] 8/8 offer [1] 16/20 Official [3] 2/13 21/15 21/23 Okay [10] 4/17 12/9 16/16 17/7 17/14 19/2 20/11 20/13 21/2 21/6 one [8] 2/6 5/5 10/2 11/3 12/3 17/5 19/19 21/7 ongoing [2] 13/12 13/14 only [1] 12/6 order [17] 4/5 4/20 5/6 5/7 5/11 5/24 6/3 6/4 13/1 13/7 17/12 17/12 17/17 17/19 20/16 20/16 20/25 orders [10] 4/21 4/23 4/23 5/3 5/4 5/13 6/7 6/9 12/22 12/24 Orders 11E [1] 12/22 originally [1] 19/24 Orleans [4] 1/6 1/14 1/18 2/15 other [2] 4/25 16/20 others [2] 16/13 16/23 our [13] 4/17 8/4 8/7 10/16 10/22 11/3 11/8 12/6 16/19 18/14 18/15 19/1 20/13 out [9] 10/15 11/9 11/17 15/6 17/1 17/3 19/14 19/19 20/9 outreach [2] 11/14 11/19 over [2] 7/4 20/19 overlap [1] 11/15</p> <p>P P.C [1] 2/9 page [2] 3/2 10/16 Park [1] 2/3 part [3] 7/23 7/24 8/1 participation [1] 19/8 parties [8] 6/5 10/14 12/12 13/2 13/7 14/19 14/21 15/2 party [1] 15/2 past [2] 14/21 18/21 Paul [1] 14/17 Peggy [3] 2/9 18/5 18/12 Pennsylvania [5] 2/7 16/4 16/5 16/7 16/10</p>

P		relates [1] 5/21	
people [16] 5/12 6/1 6/14 8/10	previously [1] 8/9	remain [2] 8/25 9/1	remainder [1] 17/23
8/14 8/19 8/20 9/6 9/7 9/9 9/16	previously [2] 12/21 19/14	remind [1] 6/14	remaining [1] 18/4
9/22 9/23 10/23 11/4 20/14	primarily [1] 16/10	removal [1] 16/15	remove [1] 20/1
per [2] 5/8 5/10	privilege [1] 13/18	repeat [1] 5/9	reply [1] 14/12
percent [13] 9/8 9/9 9/10 9/18	privileged [1] 13/15	report [13] 5/21 6/9 6/19 6/23	7/5 7/14 13/11 15/12 15/13
9/19 9/20 9/20 10/2 10/3 10/7	problem [1] 15/9	15/16 15/18 15/23 16/22	reported [1] 15/16
10/8 10/10 10/11	problems [1] 7/9	Reporter [3] 2/13 21/15 21/23	represent [2] 18/18 19/3
percentage [1] 9/24	procedure [1] 5/7	representation [1] 11/15	represented [1] 11/10
person [2] 18/2 20/10	proceedings [5] 1/9 2/17 4/1	representing [1] 4/13	represents [1] 11/17
personnel [1] 14/9	21/12 21/19	request [1] 18/16	request [1] 18/16
pharmacies [1] 18/17	process [3] 6/12 13/25 16/15	resolve [3] 11/16 20/4 20/5	resolved [1] 17/20
pharmacy [2] 18/16 18/19	produced [1] 2/18	respect [12] 6/8 6/10 6/13	12/20 13/10 14/4 14/8 14/19
Philadelphia [1] 2/7	production [1] 6/5	14/24 15/1 15/21 19/20	respond [2] 20/15 20/15
Phillips [1] 19/22	PRODUCTS [2] 1/5 4/9	responded [2] 15/4 19/6	responses [1] 9/1
phone [6] 5/3 6/6 18/2 18/9	professional [1] 19/9	responsibilities [1] 19/4	right [6] 5/23 12/9 14/23 16/25
19/7 20/12	progress [1] 7/18	20/13 21/10	20/13 21/10
physicians [1] 13/3	proof [4] 18/14 18/18 18/19	risk [1] 10/6	risk [1] 10/6
pick [1] 9/21	19/1	RIVAROXABAN [1] 1/5	RMR [4] 2/13 21/15 21/22
place [4] 11/3 13/14 14/14	proposed [2] 4/20 13/1	21/23	21/23
14/16	protocol [2] 9/21 16/19	Rockmead [1] 2/10	Room [1] 2/14
placed [1] 14/17	protocols [1] 10/4	roughly [1] 8/23	Row [1] 11/9
plaintiff [9] 6/18 6/20 7/16 8/21	provide [1] 15/16	rulings [1] 17/24	Russell [1] 18/6
8/25 9/2 11/24 20/1 20/3	provided [1] 18/24	S	
plaintiff's [1] 20/18	PSC [4] 13/15 13/24 17/3 19/12	s/Jodi [1] 21/22	salary [1] 14/17
plaintiffs [9] 4/14 8/3 10/16	PTO [1] 5/8	same [4] 9/5 9/5 10/1 11/13	samples [2] 14/4 14/6
11/9 11/10 11/20 18/2 18/3	PTOs [2] 10/21 11/1	San [1] 15/3	San [1] 15/3
18/4	put [3] 10/21 10/22 10/24	Sanders [1] 19/22	Sanders [1] 19/22
plaintiffs' [2] 1/13 13/2	Q	say [2] 13/19 18/9	says [1] 7/1
plan [1] 6/2	Quarles [1] 17/21	scheduled [1] 13/11	scheduled [1] 13/11
pleadings [1] 10/18	questions [1] 12/11	seated [1] 4/6	seated [1] 4/6
please [2] 4/6 4/11	R	section [9] 1/5 5/21 6/25 12/20	12/23 12/24 13/1 13/10 15/11
point [4] 10/15 11/9 19/19 20/9	Randi [1] 19/22		
points [1] 10/5	random [1] 16/13		
pool [11] 6/11 9/13 9/16 9/19	rather [1] 11/16		
9/20 9/22 9/23 10/3 10/9 10/11	RE [2] 1/5 4/8		
10/12	reached [1] 19/14		
position [1] 20/18	reaching [3] 15/5 17/1 17/3		
power [1] 18/14	reason [1] 10/8		
Poydras [2] 1/17 2/14	Reath [2] 2/2 2/5		
pre [2] 14/11 21/9	receive [1] 6/14		
pre-conference [1] 14/11	received [1] 5/11		
pre-meeting [1] 21/9	recent [1] 16/10		
prejudice [3] 19/13 20/17	recently [1] 16/18		
20/20	recess [1] 21/11		
preparing [2] 6/12 13/7	reconsideration [1] 13/5		
prescribed [1] 10/8	record [4] 4/11 12/1 18/21		
prescribing [1] 13/3	21/19		
present [3] 13/7 15/10 19/16	recorded [1] 2/17		
presents [1] 15/9	records [1] 18/17		
preservation [1] 12/24	Reduction [1] 10/6		
pretrial [12] 4/21 4/23 4/23 5/3	regarding [1] 5/21		
5/4 5/6 5/6 5/10 5/13 5/24 6/4	relate [1] 4/25		
12/21	related [2] 14/5 14/5		

<p>S security [1] 11/13 see [4] 8/11 9/9 10/12 11/21 seem [1] 8/9 selection [1] 6/10 send [3] 6/15 12/13 12/15 sent [1] 18/22 separate [3] 11/10 11/11 11/11 set [2] 14/10 17/5 sets [2] 5/25 6/4 several [1] 17/19 SHARKO [1] 2/2 she [5] 18/19 18/20 19/4 19/5 20/7 she's [1] 15/11 sheet [1] 12/4 sheets [19] 6/18 6/20 6/22 7/6 7/9 7/15 7/16 7/18 7/20 8/19 8/21 8/22 8/22 8/25 9/1 9/2 9/15 11/5 11/11 Sheila [1] 18/7 should [3] 7/2 11/17 17/24 show [6] 17/12 17/17 17/18 17/19 18/14 18/18 showed [2] 8/10 9/4 sign [1] 8/11 significantly [1] 8/18 Simcox [4] 2/13 21/15 21/22 21/23 similar [1] 8/19 simply [1] 9/1 since [6] 7/17 7/20 8/4 8/7 15/19 15/22 site [4] 6/7 10/22 10/22 10/25 six [1] 7/1 slide [5] 8/10 8/16 9/4 9/13 9/14 so [30] social [1] 11/13 some [6] 4/25 10/13 11/14 13/19 16/19 17/1 someone [1] 16/23 sometimes [1] 13/12 sorry [1] 5/9 sort [2] 10/5 11/5 speaking [2] 17/12 18/1 specific [1] 18/23 specifically [5] 5/4 5/5 5/13 5/20 19/13 split [3] 8/23 9/8 9/11 spoken [1] 12/21 Square [1] 2/6 stand [1] 21/11 started [1] 7/19</p>	<p>state [4] 15/11 15/15 15/25 16/9 state/federal [1] 15/11 states [4] 1/1 1/10 16/1 21/16 statewide [1] 16/12 status [13] 1/9 4/18 7/1 7/2 7/17 7/21 8/4 10/24 11/1 15/19 15/22 21/4 21/6 steady [4] 8/8 8/22 8/25 9/1 stenography [1] 2/17 Stevenson [1] 17/22 still [2] 11/20 16/5 stop [1] 8/11 Street [2] 1/17 2/14 stroke [1] 10/6 studies [2] 14/5 14/5 subject [2] 5/25 6/2 submit [2] 17/23 20/24 submitted [3] 7/17 7/19 8/23 subpoena [1] 15/2 substantially [1] 8/19 sudden [1] 5/16 Suite [3] 1/18 2/7 2/11 summary [3] 10/19 11/8 12/10 sure [2] 5/1 11/24 SUSAN [2] 2/2 16/8 system [3] 8/3 8/10 12/6</p> <hr/> <p>T take [2] 4/19 17/7 takes [1] 7/8 taking [1] 13/14 talk [2] 6/21 11/21 talking [1] 16/18 tell [1] 15/12 telling [1] 18/22 terminates [1] 5/7 terms [2] 9/13 10/10 Texas [1] 2/11 than [3] 9/7 9/24 11/16 Thank [8] 12/17 12/18 19/10 20/21 20/22 20/23 21/2 21/10 that [92] that's [5] 7/9 7/17 7/20 10/7 12/13 their [5] 4/10 7/5 11/5 14/9 20/14 them [14] 4/24 4/25 5/16 5/17 10/22 10/23 11/15 12/5 15/6 16/5 16/17 17/10 19/16 20/19 then [3] 16/10 17/7 20/13 there [13] 4/23 6/15 6/23 10/23 13/17 14/1 15/2 15/15 15/20 16/2 16/11 17/5 17/19 there's [11] 6/9 6/25 8/10</p>	<p>11/15 12/11 12/22 12/25 15/19 16/3 16/3 18/25 these [7] 7/7 13/12 17/2 17/4 19/15 19/17 20/19 they [25] they'll [1] 14/2 they're [3] 7/23 11/17 16/14 they've [2] 7/19 20/4 thing [1] 11/5 things [4] 6/17 11/6 11/18 12/3 think [8] 5/2 11/6 12/5 14/18 16/7 16/13 17/9 21/4 third [3] 6/5 15/2 15/2 this [24] Thomas [2] 12/15 21/7 those [22] though [4] 4/24 8/18 9/5 9/14 three [2] 17/20 18/17 through [4] 4/24 11/2 11/24 15/13 time [4] 6/5 17/25 19/16 20/19 today [2] 4/17 15/10 tomorrow [1] 14/12 Toni [1] 18/6 too [2] 7/8 7/8 total [2] 8/2 15/20 touch [2] 19/4 19/5 traditionally [1] 7/8 transcript [3] 1/9 2/17 21/18 transcripts [1] 11/1 treating [1] 13/3 trials [1] 6/12 true [1] 21/17 try [3] 11/15 15/13 20/6 trying [3] 11/17 19/3 20/4 turn [1] 7/4 tweaks [1] 16/19 two [2] 11/11 11/11 types [1] 7/7 typo [1] 6/25</p> <hr/> <p>U unable [1] 20/5 understand [4] 17/3 20/3 20/6 20/18 understanding [1] 21/19 understood [2] 19/21 20/7 UNITED [3] 1/1 1/10 21/16 unwillingness [1] 20/14 up [9] 6/11 9/10 11/24 11/25 12/6 14/2 15/23 17/7 19/17 upcoming [1] 6/12 update [1] 11/1 updated [2] 9/5 9/14 upon [1] 13/8</p>
---	---	---

U
us [1] 14/15
use [1] 16/19
used [2] 9/21 15/12
users [2] 15/22 15/23
using [2] 18/14 18/18
utilize [1] 7/9

wishes [1] 18/9
without [2] 10/23 19/1
Woody [1] 7/12
work [2] 12/5 12/8
worked [1] 6/11
would [6] 11/23 12/13 18/5
18/19 19/12 20/24

V
vacated [1] 5/8
various [1] 6/16
very [5] 7/6 19/8 19/9 20/21
21/10
view [2] 20/13 20/14

X
XARELTO [8] 1/5 4/8 10/8 14/5
14/5 15/21 15/23 18/15

W
want [7] 5/16 10/15 10/17
10/19 11/8 11/23 18/13
wanted [3] 5/12 5/15 6/1
was [9] 5/8 10/10 10/11 12/3
15/2 15/2 19/16 19/21 20/2
way [2] 11/20 19/9
we [53]
we'd [1] 17/23
we'll [5] 4/19 11/6 12/8 15/4
17/4
we're [3] 4/17 8/18 12/12
we've [6] 10/16 11/10 18/13
18/22 19/13 19/14
Web [4] 6/7 10/22 10/22 10/25
week [1] 14/21
weekly [1] 13/16
well [7] 10/23 10/25 15/17
16/23 17/7 19/2 20/8
went [1] 10/22
were [8] 4/24 10/4 10/8 16/14
18/16 20/5 20/7 21/12
what [2] 8/15 17/8
whatever [1] 20/14
when [2] 11/16 21/6
where [4] 11/3 11/21 13/17
15/25
WHEREUPON [1] 21/12
which [9] 5/25 6/4 8/3 10/1
10/17 11/9 16/1 17/6 19/20
who [11] 8/20 9/7 10/10 11/10
11/17 11/17 11/17 12/1 16/17
18/3 19/16
whole [1] 9/10
will [15] 5/11 6/23 8/11 10/25
11/14 13/18 14/13 15/5 16/22
16/23 17/1 17/3 17/11 18/24
21/10
wise [1] 16/6

Y
year [1] 5/14
years [1] 11/16
yes [9] 5/15 7/6 8/16 8/16 8/17
12/2 12/15 19/11 21/1
yesterday [2] 17/13 17/17
yet [2] 7/19 16/17
you [30]
you've [3] 9/18 19/3 19/9
younger [1] 9/22
your [35]