

JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

CHAIRMAN:
Judge Wm. Terrell Hodges
United States District Court
Middle District of Florida

MEMBERS:
Judge John F. Keenan
United States District Court
Southern District of New York

Judge Julia Smith Gibbons
United States District Court
Western District of Tennessee

Judge Morey L. Sear
United States District Court
Eastern District of Louisiana

Judge D. Lowell Jensen
United States District Court
Northern District of California

Judge Bruce M. Selya
United States Court of Appeals
First Circuit

Judge J. Frederick Motz
United States District Court
District of Maryland

DIRECT REPLY TO:

Michael J. Beck
Clerk of the Panel
One Columbus Circle, NE
Thurgood Marshall Federal
Judiciary Building
Room G-255, North Lobby
Washington, D.C. 20002

Telephone: [202] 502-2800
Fax: [202] 502-2888

<http://www.jpml.uscourts.gov>

December 10, 2001

Bruce Rifkin, Clerk
2155 William Kenzo Nakamura
U.S. Courthouse
1010 Fifth Avenue
Seattle, WA 98104



DEC 13 2001

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY

Re: MDL-1407 -- In re Phenylpropanolamine (PPA) Products Liability Litigation

(See Attached Schedule A of Order)

Dear Mr. Rifkin:

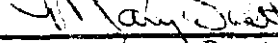
A conditional transfer order was filed in the actions listed on the attached schedule on October 4, 2001. Prior to the expiration of the automatic fifteen-day stay, and, pursuant to Rule 7.4(c) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435 (2001), opposition to the proposed transfer was filed and the conditional transfer order was stayed until further order of the Panel. A request for withdrawal of the previously-filed opposition to the proposed transfer has been received by this office and an order is being filed lifting the stay of the conditional transfer order and transferring the action to your district pursuant to 28 U.S.C. §1407. I am enclosing a certified copy of today's order lifting the stay.

A list of involved counsel is attached.

Very truly,

Michael J. Beck
Clerk of the Panel

I hereby certify that the
annexed instruments is a true
and correct copy of the original
on file in my office.
ATTEST: BRUCE RIFKIN
Clerk, U.S. District Court
Western District of Washington

By 
Deputy Clerk

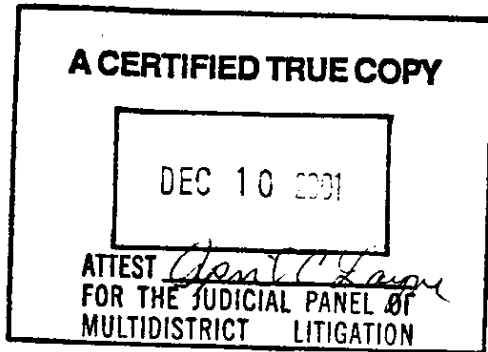
By 
Deputy Clerk

Enclosures

cc: Transferee Judge: Hon. Barbara Jacobs Rothstein
Transferor Judges: Hon. Tom Stagg; Hon. Donald E. Walter
Transferor Clerk: Robert H. Shemwell

DEC 10 2001

FILED
CLERK'S OFFICE



DOCKET NO. 1407

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY
LITIGATION**

(SEE ATTACHED SCHEDULE A)

ORDER LIFTING STAY OF CONDITIONAL TRANSFER ORDER

A conditional transfer order was filed in the thirteen actions listed on the attached Schedule A on October 4, 2001. Prior to expiration of the mandatory fifteen-day stay of execution, plaintiffs in the thirteen actions filed a notice of opposition to the proposed transfer and the subsequent motion and brief to vacate the conditional transfer order. These plaintiffs have now advised the Panel that they withdraw their initial opposition to the conditional transfer order.

IT IS THEREFORE ORDERED that the stay of the Panel's conditional transfer order designated as "CTO-3" filed on October 4, 2001, is LIFTED insofar as it relates to the thirteen actions listed on the attached Schedule A, and thus these actions are transferred to the Western District of Washington for inclusion in the coordinated or consolidated pretrial proceedings under 28 U.S.C. §1407 being conducted by the Honorable Barbara Jacobs Rothstein.

FOR THE PANEL:

Michael J. Beck

Michael J. Beck
Clerk of the Panel

I hereby certify that the
annexed instruments is a true
and correct copy of the original
on file in my office.
ATTEST: BRUCE RIFKIN
Clerk, U.S. District Court
Western District of Washington
By *[Signature]*
Deputy Clerk

SCHEDULE A FOR ACTIONS ON CTO-3

**MDL-1407 – IN RE PHENLYPROPANOLAMINE (PPA) PRODUCTS LIABILITY
LITIGATION**

Western District of Louisiana

Essie Mae Turner v. Bayer Corp., et al., C.A. No. 5:01-1739

Ardis McCall v. Bayer Corp., et al., C.A. No. 5:01-1740

Perry Hill v. Bayer Corp., et al., C.A. No. 5:01-1741

Horace Douglas v. Bayer Corp., et al., C.A. No. 5:01-1742

Willie Lee Young v. Bayer Corp., et al., C.A. No. 5:01-1743

Pinkie Ruffin v. Bayer Corp., et al., C.A. No. 5:01-1744

W.T. King v. Bayer Corp., et al., C.A. No. 5:01-1745

Mozetta Johnson v. Bayer Corp., et al., C.A. No. 5:01-1746

Joe Moore v. Bayer Corp., et al., C.A. No. 5:01-1801

Betty Delaney v. Bayer Corp., et al., C.A. No. 5:01-1813

Mary Jean Walker v. Bayer Corp., et al., C.A. No. 5:01-1818

Floyd Waters, Jr. v. Bayer Corp., et al., C.A. No. 5:01-1819

Joe Garcia v. Bayer Corp., et al., C.A. No. 5:01-1829

**INVOLVED COUNSEL LIST FOR ACTIONS ON CTO-3
DOCKET NO. 1407
IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION**

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Chattanooga, TN 37402

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
OFFICE OF THE CLERK

BRUCE RIFKIN
CLERK

WILLIAM KENZO NAKAMURA
U.S. COURTHOUSE, SUITE 215
SEATTLE, WASHINGTON 98104

December 17, 2001

Honorable Robert H. Shemwell
Clerk, US District Court
1167 United States Court House
300 Fannin Street
Shreveport, LA 71101-3083

IN RE: MDL 1407 PHENLYPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION

Dear Clerk:

Enclosed is a certified copy of the Transfer Order - Order Lifting Stay of Conditional Transfer Order from CTO-3 entered by the Judicial Panel on Multidistrict Litigation. The Order became effective December 10, 2001. We have assigned an individual Western District of Washington (WAW) case number to your cases to be transferred to us as listed below.


Please send us your files along with a certified copy of your docket entries. When you send your files, please refer to our case action number

Title of Case	Your Number	WAW Number
1. Essie Mae Turner vs. Bayer Corp	5:01-1739	
2. Ardis McCall vs. Bayer Corp	5:01-1740	
3. Perry Hill vs. Bayer Corp	5:01-1741	
4. Horace Douglas vs. Bayer Corp	5:01-1742	
5. Willie Lee Young vs. Bayer Corp	5:01-1743	
6. Pinkie Ruffin vs. Bayer Corp.	5:01-1744	
7. WT King vs. Bayer Corp	5:01-1745	
8. Mozetta Johnson vs. Bayer Corp	5:01-1746	
9. Joe Moore vs. Bayer Corp	5:01-1801	
10. Betty Delaney vs. Bayer Corp	5:01-1813	
11. Mary Jean Walker vs. Bayer Corp	5:01-1818	
12. Floyd Waters, Jr vs. Bayer Corp	5:01-1819	
13. Joe Garcie vs. Bayer Corp	5:01-1829	

See lst page

Sincerely,

BRUCE RIFKIN, CLERK

By 

Mary Duett, Deputy Clerk
206-553-4080 ext 2154

#1	CV01	2043
#1	CV01	2044
#2	CV01	2044
#3	CV01	2045
#4	CV01	2046
#5	CV01	2047
#6	CV01	2048
#7	CV01	2049
#8	CV01	2050
#9	CV01	2051
#10	CV01	2052
#11	CV01	2053
#12	CV01	2054
#13	CV01	2055