

U.S. District Court
Southern District of West Virginia - Charleston

Civil Docket for Case Number ## 2:05-cv-00709

Banks v. Bristol-Myers Squibb Co.

Assigned to: Judge Joseph R. Goodwin

Referred to:

Date Filed: 8/31/2005

Filed Date	Doc. #	Docket Text
8/31/2005	-	<p>Kerry Aikman, and Julie Alexander, and Robert Alexander, and Roberta Allen, as next friend of Jeffrey A. Allen, and Connie Anderson, and Robert Anderson, and Sharon B. Arrizola, and Steve Ashbrook, and Faye E. Atchley, and Marisea Bagsby, as next friend of Francine Bagsby, and Robert Bailey, and Jenny Baltzell, and Ronald E. Barnes, and Tiffany H. Barnes, and Robert Beauchamp, and Jennifer Beman, and Wendy Bentz, and Patrisha Berger, and Seth Okine Bettridge, and Ladeana Biddle, and Carla Blake, and Laurie Bauer, as next friend of Celeste Jean Blanchette, and Darla Borghee, and Travis Bosley, and Steven Bostick, and Paula L. Brock, and Edith Brooks, and Laura Elizabeth Brooks, and Tina Hill, as next friend of Carolyn Brown, and Charlie S. Brown, and Cleola Susan Brown, and Terry Brown, and Tim Brown, and Joe T. Budzisz, and Deborah Butler, and Lisa Cain, as next friend of Jacquelyn Renea Cain, and Greg Canterberry, and Kathleen Carter, and Kenneth B. Cary, and Rebecca Sue Case, and Samuel Castillo, and Jo Chambers, and Diana Chaney, as next friend of Gary R. Chaney, and Tom Chaney, and Marie Charlesworth, and Ricky L. Christopher, and Kenneth Cobb, and Denett Cochran, and Janie Coffman, and Anthony Coker, and Holly Collins, and Elizabeth Comeaux, and Darline Conger, and Deidre L. Cooling, and Robert D. Copeland, and Collette Corbin, and Mary T. Cotrufo, and Donna G. Cunningham, and Danny M. Curbo, and Sonya Jackson Currey, and Lynda Curtis, and Cassandra Dann, and Janice Davis, and Karen Denise Day, and Wendy E. Decker, and Joann Delaney, and Patricia Devore, and Gordon Dewess, and Sissy Dobbs, as next friend of Moira Dobbs, and Gloria J. Dossett, and DeeAnn Drake, and Zulema Dubrow, and A. D. Duke, and Tawana Dyke, and Greg Encel, and Ellen Hutton Engelke, and Sherry L. Erickson, and Rona Eutsey, and Andre Lamont Evans, and Billie Lee Evans, and Linda Sue Evans, and Patricia Street Evitt, and Connie Farmer, and Stephen Joseph Farrell, and Rebecca C. Faught, and James Ferguson, and Cynthia Fitzgerald, and Randy Fondren, and Elonda Fortune, and Tamsie Foster, and Tina Fowler, and Ginger Fox, and Patricia Ann Franklin, and Kirk Freeman, and Barbara Jean Fuller, and Glen Garner, and Juanita H. Garreans, and Clayton Dean Gausnell, and Tina R. Gill, and Jennifer Wynette Michelle Gleason, and Cathy Goen, as next friend of Jeffery Rodney Goen, and Brenda Gonzalez, and Darrell Glen Gordon, and Tammy Lynn Grady-Leveritt, and Richard Greg, and Eric A. Grich-Beglan, and Joshua Aaron Loyd Hall, and James Hallums, and Gail Harris, and Marsha Harris, and Lori Hatfield, and Mary Haynes, and Sheri Head, and Angelique Henderson, and Bill A. Hicks, and Eric W. Hodge, and Mark D. Holt, and Nicole Horn, and Jeffery W.Howard, and Ricky L. Hunt, and Jon</p>

Christopher Hurley, and Jennifer Ihrig, and Nicole Lee Irvin, and Jason A. Irwin, and Jason Allen Jack, and Rebecca Jackson, and Tracy Jackson, and Lisa Evelyn Johnson, and Rebecca Lynn Johnson, and Aaron Jones, and Debra Jones, and Diana Jones, and Donna Jones, and James Jones, and Mark Jones, and Kathleen Marie Kartak-Manoff, and Ashley Maerie Keen, and Sheila Keenan, and Tracy King, and John Kirby, and Ilayna Kootz, and Elizabeth Kriebel and Carolyn Kriebel, as next friend of Douglas M. Kriebel, and Michael Krohn, and Jeff Kurpgeweit, and Lois Jean Kuykendall, and Rose LaRocca, and Gillian Rose Lee, and Donna Legler, and Kristina Leins, and Alethea Leonard, and Becky Leanne Lindsey, and Linda Lorraine Lockhart, and Kristie Ann Loven, and Timmira Lowery, and Kelly A. Mahoney, and Diana Manley, and Helyn Maranto, and Debra Ann Marion, and Dottie Marler, and Cynthia Renee Marshall, and Christopher J. Marty, and Nancy K. Mason, and Karen D. Matthews, and Jennifer Killgo, as next friend of Janet Mayhew, and Sloane McCaster, and Ginger McCrary, and Charlene McDonald, and Ginae McDonald, and Kevin L. McDonald, and Evelyn McEwen, and John Franklin McKinney, and Michael McKinney, and Melissa McRay, and Laurentina Medina, and Christopher Menchaca, and Priscilla J. Meredith, and Judy Miller, and Daishea Andrette Mitchell, and Patty Mitchell, and Dennis Moddrell, and Ella Mae Moody, and Renee Quay Moody, and Stacey Moore, as next friend of Caroline Moore, and Sherry Morgan, and Brandie Mumford, and Marvin Musgrove, and Ruby Gail Musick, and Mary Jane Nance, and Patricia O'Connell, and John Oister, and Terry Olsen, and Darrell J. O'Neal, and Vickie Wilson Osborn, and Carol Parks, and Helen Parks, and Greg Paschal, and D. G. Passons, and Rebekah Payne, and Thomas Leamon Penna, and Angie Perry, and Donald Pickett, and David Pineiro, and Belia M. Pizana, and Laura Pope, and Shirley Prater, and Joann Pressley, and Mary H. Prewitt, and Teresa A. Pruitt, and David Pryor, and Wendy Pryor, and Brent Randall, and Jennifer J. Reed, and Brenda Reno, and Ronald James Reynolds, and Charlotte Richardson, and Linda Sue Roberts, and Heather Colleen Ruoff, and Charles Rushing, and Suzanne Marie Rushing, and Lana Rutledge, and Rodney Earl Ryon, and James Edward Salas, and JoAnne Schroeder, and Wyfrancis J. Scott, and Cindy Seabright, and Baret Seals, and Donna Darlene Shull, and Thomas Shull, and Kaire Simmons, and DaMeikia Ketter, as next friend of Rydell Isaiah Simmons, and Michelle Simons, and Denise Sims, and Dorothy Sims, and Virginia Gayle Sims, and Shelia Skinner, and Bobbie Smith, and Thaddeus Walter Smith, and Diane Noel Sorenson-Silva, and John C. Stanley, and Jennifer Stevens, and Regina Stockton, and Joshua Aric Stodola, and Allison Stokes, and Michael Strait, and Robert Stroud, and Thomas Taylor, and Heather Janell Teague, and Kristyna Teague, and Sheila Teague, and Donald Thomas, and Hannah Thompson, and Janice Thornton, and Bobby A. Todd, and Hyrice Benn Tomlin, and Donnie Tuggle, and Lachelle Turner, and Amy Valdez, and Larhonda Veal, and Heather Vigil, and William Erwin Vincent, and Cynthia Voss, and Margie Wade, and Michaela Jean Walker-Hettinger, and Michael L. Walsh, and Carl Lee Ware, and Rose Mary Warren, and Danella Warrick, and Michael Wheeler, and Kris White, and Robert Ward White, and Rose White, and Charlotte Whitten, and Cynthia Wilson, and Mary Wood-Schorg, and David Wooten, and Brian David Yox, and Edward Dale Zaidle added. (jkk)

9/9/2005	2	<p>FINAL JUDGMENT ORDER: In accordance with the Memorandum Opinion and Order Approving Settlement and Certifying the Settlement Class (Document No. [296] entered in MDL 2:02-md-1477 on 9/2/2005), the court directs that all claims pending in MDL No. 1477 be DISMISSED with prejudice as to the Class Representatives and members of the Class, save those members of the Class who properly requested exclusion in compliance with this court's orders, without any assessment of costs, with such dismissals subject only to compliance by the parties with the terms and conditions of the Third Amended Settlement Agreement (see Attachments 1 and 2 to Document No. [184] in MDL 2:02-md-1477) as amended by the court's 9/2/2005 Memorandum Opinion and Order, and this Final Order and Judgment. The court FINDS that there is no just reason for delay and therefore directs entry of this Final Judgment as to the Class Representatives and members of the Class, as a final judgment pursuant to Rule 54, F.R.C.P. The court retains exclusive jurisdiction over this action and every aspect of the interpretation, implementation and enforcement of the Settlement. Signed by Judge Joseph R. Goodwin on 9/9/2005. (cc: Clerk, MDL Panel; Pltfs's; Liaison Counsel; Deft's Liaison Counsel; published at www.wvsc.uscourts.gov) (jkk)</p>
9/16/2005	1	<p>ORDER transferring case to the Southern District of West Virginia with the original record from the Northern District of Texas. (Attachments: # (1) NDTX Record, Part 1 (Doc. No. 1); # (2) NDTX Record, Part 2 (continuation of Document No. 1); # (3) NDTX Record, Part 3 (Documents Nos. 2-7); # (4) NDTX Docket Sheet (Pages 1-42); # (5) NDTX Docket Sheet (Pages 43-84)) (jkk)</p>
12/1/2006	3	<p>MOTION by Bristol-Myers Squibb Co. to Dismiss claim of Plaintiff Paula Brock. (Attachments: # (1) Exhibit(s) A (Victorson, Michael) (Modified for clarification on 12/4/2006) (Howie, Susan).</p>
12/1/2006	4	<p>MOTION by Bristol-Myers Squibb Co. to Dismiss claim of Plaintiff Seth O. Bettridge. (Attachments: # (1) Exhibit(s) A (Victorson, Michael) (Modified for clarification on 12/4/2006) (Howie, Susan).</p>
12/1/2006	5	<p>MOTION by Bristol-Myers Squibb Co. to Dismiss claim of Plaintiff Lori Hatfield. (Attachments: # (1) Exhibit(s) A (Victorson, Michael) (Modified on 12/4/2006 for clarification) (Howie, Susan).</p>
12/20/2006	6	<p>RESPONSE by Paula L. Brock in opposition of [3] MOTION by Bristol-Myers Squibb Co. to Dismiss claim of Plaintiff Paula Brock. (Sampson, Phillip)</p>
12/20/2006	7	<p>RESPONSE by Seth Okine Bettridge in opposition of [4] MOTION by Bristol-Myers Squibb Co. to Dismiss claim of Plaintiff Seth O. Bettridge. (Sampson, Phillip)</p>
12/20/2006	8	<p>RESPONSE by Lori Hatfield in opposition of [5] MOTION by Bristol-Myers Squibb Co. to Dismiss claim of Plaintiff Lori Hatfield. (Sampson, Phillip)</p>
1/9/2007	9	<p>ORDER directing the Clerk to REOPEN this case, civil action number, 2:05-cv-00709, in regard to plaintiffs Paula Brock, Seth O. Bettridge, and</p>

Lori Hatfield; this Order is deemed retroactively effective on September 9, 2005, the date on which the case was inadvertently closed. Signed by Judge Joseph R. Goodwin on 1/9/2007. (cc: Deft's Liaison Counsel; Pltfs; Class Counsel; attys; any unrepresented party) (taq)

1/9/2007

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ORDER re: [3], [4] and [5] MOTIONS by Bristol-Myers Squibb Co. to Dismiss, or in the alternative, to compel that the plaintiffs produce fact sheets and to set a status conference in regard to claims of Paula Brock, Seth O. Bettridge, and Lori Hatfield, directing that said motions be referred to the Honorable Mary E. Stanley, United States Magistrate Judge, for disposition. Signed by Judge Joseph R. Goodwin on 1/9/2007. (cc: Magistrate Judge Stanley; attys; Deft's Liaison Counsel; Pltfs; Class Counsel; any unrepresented party) (taq)