

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: AVANDIA MARKETING, SALES
PRACTICES AND PRODUCTS LIABILITY
LITIGATION** : **MDL No. 1871**
: **07-md-01871**

THIS DOCUMENT APPLIES TO:

Abbott, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)
Banta, et al. v. GSK, E.D.Pa. No. 08-cv-01885
Bates, et al. v. GSK, E.D.Pa. No. 08-cv-00398
Bennett, et al. v. GSK, E.D.Pa. No. 07-cv-04860
Bone, et al. v. GSK, E.D.Pa. No. 08-cv-01726
Bowles, et al. v. GSK, E.D.Pa. No. 08-cv-01733
Brown, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)
Campbell, et al. v. GSK, E.D.Pa. No. 08-cv-01112
Cartwright, et al. v. GSK, E.D.Pa. No. 08-cv-4959
Compton, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)
Edwards, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)
Farmer, et al. v. GSK, E.D.Pa. No. 07-cv-04572
Farris, et al. v. GSK, E.D.Pa. No. 08-cv-02181
Hefner, et al. v. GSK, E.D.Pa. No. 08-cv-01732
Johnson, et al. v. GSK, E.D.Pa. No. 08-cv-00835
King, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)
Louie, et al. v. GSK, E.D.Pa. No. 08-cv-02254
Nabers, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)
Pagan, et al. v. GSK, E.D.Pa. No. 07-cv-04984
Perkins, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)
Pruitt, et al. v. GSK, E.D.Pa. No. 08-cv-02183
Sandoval, et al. v. GSK, E.D.Pa. No. 08-cv-00884
Secord, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)
Williams, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)
Zambrana Quiles, et al. v. GSK, E.D.Pa. No. 08-cv-02189

PRETRIAL ORDER NO. 15

AND NOW, this 21st day of July, 2008, upon consideration of the Stipulation and Order Regarding Pretrial Order No. 4, filed this date, and the “Revised Joint Report On Multi-Plaintiff Complaints” contained therein, it is hereby **ORDERED** as follows:

1. Except for the first-named plaintiff, every other plaintiff (and his or her derivative claimants, if any) in each of the following actions is hereby severed pursuant to Fed.R.Civ.P. 21:

- *Abbott, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)*
- *Banta, et al. v. GSK, E.D.Pa. No. 08-cv-01885*
- *Bates, et al. v. GSK, E.D.Pa. No. 08-cv-00398*
- *Bennett, et al. v. GSK, E.D.Pa. No. 07-cv-04860*
- *Brown, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)*
- *Campbell, et al. v. GSK, E.D.Pa. No. 08-cv-01112*
- *Cartwright, et al. v. GSK, E.D.Pa. No. 08-cv-4959*
- *Compton, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)*
- *Edwards, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)*
- *Farmer, et al. v. GSK, E.D.Pa. No. 07-cv-04572*
- *Farris, et al. v. GSK, E.D.Pa. No. 08-cv-02181*
- *King, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)*
- *Louie, et al. v. GSK, E.D.Pa. No. 08-cv-02254*
- *Nabers, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)*
- *Pagan, et al. v. GSK, E.D.Pa. No. 07-cv-04984*
- *Perkins, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)*
- *Pruitt, et al. v. GSK, E.D.Pa. No. 08-cv-02183*
- *Sandoval, et al. v. GSK, E.D.Pa. No. 08-cv-00884*
- *Secord, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)*
- *Williams, et al. v. GSK, E.D.Pa. No. Pending (CTO-20)*
- *Zambrana Quiles, et al. v. GSK, E.D.Pa. No. 08-cv-02189*

Pursuant to PTO 4 [Doc. No. 122], each severed plaintiff may file a complaint in the Eastern District of Pennsylvania, or in another district with proper venue, within thirty (30) days of the date of this Order or seek a Tolling Agreement consistent with the provisions set forth in Pretrial Order No. 7 [Doc. No. 134; see also form of Tolling Agreement, available in .PDF form

on the website for the United States District Court for the Eastern District of Pennsylvania, at: <http://www.paed.uscourts.gov/mdl1871.asp>]. For purposes of the applicable limitations period, any action filed by a severed plaintiff within thirty (30) days of the date of this Order (or granted tolling pursuant to a Tolling Agreement) will be deemed to have been filed on the date the original multi-plaintiff complaint from which the plaintiff was severed was filed.

2. Severance in the following actions will occur only upon entry of a decision to deny plaintiffs' Motion to Remand which was filed on or before June 4, 2008:

- *Bone, et al. v. GSK, E.D.Pa. No. 08-cv-01726*
- *Bowles, et al. v. GSK, E.D.Pa. No. 08-cv-01733*
- *Hefner, et al. v. GSK, E.D.Pa. No. 08-cv-01732*
- *Johnson, et al. v. GSK, E.D.Pa. No. 08-cv-00835*
- *Williams, et al. v. GSK, E.D.Pa. No. 2:08-cv-02943*

3. For actions subsequently filed in, removed to or transferred to this MDL which involve multiple, unrelated plaintiffs, defendant shall provide the Court with a Proposed Order severing those claims in the manner set forth in Paragraph 1 above.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.