

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

**IN RE: AVANDIA MARKETING, SALES
PRACTICES AND PRODUCTS LIABILITY
LITIGATION**

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: **MDL No. 1871**
: **07-md-01871**
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**THIS DOCUMENT APPLIES TO:
ALL ACTIONS**

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PRETRIAL ORDER NO. 44

This Order regards motions practice in this multi-district litigation (“MDL”), and is to be read conjunction with rules previously established herein relating to the same.

The **deadline** for re-filing and re-noticing a motion (including for remand) which was pending in the transferor court at the time the action was transferred by the MDL Panel shall be **thirty (30) days** from the date the action is filed in this judicial district by the Clerk of Court for the Eastern District of Pennsylvania.

With respect to transfer MDL actions filed in this Court over thirty days ago in which there was a pending motion in the transferor court that has not been re-filed and re-noticed in this litigation, the **deadline** for such filings shall be **Tuesday, December 23, 2008**.

The Court will not consider motions re-filed and re-noticed herein beyond the deadlines set forth above, absent exceptional circumstances.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.