

**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 RELATES TO:

ALL CASES

PRETRIAL ORDER NO. 54

AND NOW, this 20th day of April, 2009, upon joint application of the Plaintiffs' Steering Committee ("PSC") and Defendant SmithKline Beecham Corporation d/b/a GlaxoSmithKline, it is hereby **ORDERED** as follows:

1. All GSK foreign entities, including GlaxoSmithKline plc, Glaxo Wellcome UK Ltd., GlaxoSmithKline UK Limited, GlaxoSmithKline Puerto Rico, Inc. and SB Pharmco Puerto Rico, Inc., are hereby dismissed without prejudice in all cases (a) currently pending in this MDL, and (b) subsequently filed in, removed to or transferred to this MDL. Defendant SmithKline Beecham Corporation d/b/a GlaxoSmithKline will remain in these cases as the proper defendant. At the present time, the following actions are affected by this Order:

Allied Service Division Welfare Fund v. GSK, No. 2:09-cv-00730-CMR (E.D. Pa.)
Arezzi, et al. v. GSK, No. 2:08-cv-00893-CMR (E.D. Pa.)
Arroyo, et al. v. GSK, No. 2:08-cv-00905-CMR (E.D. Pa.)
Bailey v. GSK, No. 2:08-cv-01575-CMR (E.D. Pa.)
Baldwin v. GSK, No. 08-cv-03281-CMR (E.D. Pa.)
Bane v. GSK, No. 2:08-cv-04137-CMR (E.D. Pa.)
Banta, et al. v. GSK, No. 2:08-cv-01885-CMR (E.D. Pa.)
Bass v. GSK, No. 2:07-cv-04961-CMR (E.D. Pa.)
Bonavita, et al. v. GSK, No. 2:08-cv-00888-CMR (E.D. Pa.)
Bussy-Smith, et al. v. GSK, No. 2:08-cv-00843-CMR (E.D. Pa.)

Burkes, et al. v. GSK, No. 2:08-cv-04237-CMR (E.D. Pa.)
Cambre, et al. v. GSK, No. 2:08-cv-04140-CMR (E.D. Pa.)
Cardinale, et al. v. GSK, No. 2:08-cv-00899-CMR (E.D. Pa.)
Craig, et al. v. GSK, No. 2:08-cv-00911-CMR (E.D. Pa.)
Cruz-Santana v. GSK, No. 2:07-cv-04551-CMR (E.D. Pa.)
Cuccia v. GSK, No. 2:07-cv-04962-CMR (E.D. Pa.)
Dawson v. GSK, No. 2:08-cv-00651 CMR (E.D. Pa.)
DiNatale, et al. v. GSK, No. 2:07-cv-05026-CMR (E.D. Pa.)
Dixon v. GSK, No. 08-cv-03278-CMR (E.D. Pa.)
Felicia, et al. v. GSK, No. 2:08-cv-00914-CMR (E.D. Pa.)
Fernandez, et al. v. GSK, No. 2:08-cv-00932-CMR (E.D. Pa.)
Foster, et al. v. GSK, No. 2:08-cv-00903-CMR (E.D. Pa.)
Galford, et al. v. GSK, No. 2:08-cv-00926-CMR (E.D. Pa.)
Gentry, et al. v. GSK, No. 2:08-cv-01658-CMR (E.D. Pa.)
Gillespie, et al. v. GSK, No. 2:08-cv-00891-CMR (E.D. Pa.)
Harrington v. GSK, No. 2:08-cv-01086-CMR (E.D. Pa.)
Harris, et al. v. GSK, No. 2:08-cv-01213-CMR (E.D. Pa.)
Harris v. GSK, No. 2:08-cv-05517-CMR (E.D. Pa.)
Hayes v. GSK, No. 2:08-cv-02942-CMR (E.D. Pa.)
Hibbard v. GSK, No. 2:08-cv-00208-CMR (E.D. Pa.)
Horwitz v. GSK, No. 09-cv-00997-CMR (E.D. Pa.)
Jackson, et al. v. GSK, No. 2:08-cv-02861-CMR (E.D. Pa.)
Jackson, et al. v. GSK, No. 2:08-cv-00848-CMR (E.D. Pa.)
Kelly, et al. v. GSK, No. 2:08-cv-00667-CMR (E.D. Pa.)
Landers, et al. v. GSK, No. 2:08-cv-00935-CMR (E.D. Pa.)
Larosa, et al. v. GSK, No. 2:08-cv-00411 CMR (E.D. Pa.)
Larson, et al. v. GSK, No. 2:08-cv-01085-CMR (E.D. Pa.)
Lehr, et al. v. GSK, No. 08-cv-02918-CMR (E.D. Pa.)
Lepper v. GSK, No. 2:08-cv-00923-CMR (E.D. Pa.)
Lewis, et al. v. GSK, No. 2:08-cv-00924-CMR (E.D. Pa.)
Loen, et al. v. GSK, No. 2:08-cv-02822-CMR (E.D. Pa.)
Louie v. GSK, No. 2:08-cv-02254-CMR (E.D. Pa.)
Maass, et al. v. GSK, No. 2:08-cv-02272-CMR (E.D. Pa.)
Maneri, et al. v. GSK, No. 2:08-cv-00918-CMR (E.D. Pa.)
Mangual, et al. v. GSK, No. 2:08-cv-00907-CMR (E.D. Pa.)
Martinez-Fraticelli v. GSK, No. 2:08-cv-03717-CMR (E.D. Pa.)
Massey, et al. v. GSK, No. 2:08-cv-04981-CMR (E.D. Pa.)
McChung, et al. v. GSK, No. 2:08-cv-00928-CMR (E.D. Pa.)
McDaniel v. GSK, No. 2:08-cv-00543-CMR (E.D. Pa.)
Miller v. GSK, No. 2:07-cv-05454-CMR (E.D. Pa.)
Miller, et al. v. GSK, No. 2:08-cv-00912-CMR (E.D. Pa.)
Miracolo v. GSK, No. 2:07-cv-04964-CMR (E.D. Pa.)
Molloy, et al. v. GSK, No. 2:08-cv-00892-CMR (E.D. Pa.)
Moran v. GSK, No. 08-cv-00073-CMR (E.D. Pa.)
Naylor v. GSK, No. 2:08-cv-00411-CMR (E.D. Pa.)
Nigaglioni-Martinez v. GSK, No. 2:08-cv-04539-CMR (E.D. Pa.)

Noe v. GSK, No. 2:08-cv-00494-CMR (E.D. Pa.)
Osborn v. GSK, No. 2:08-cv-02252-CMR (E.D. Pa.)
Pagan v. GSK, No. 2:07-cv-04984-CMR (E.D. Pa.)
Parker v. GSK, No. 2:08-cv-00781 CMR (E.D. Pa.)
Parrish, et al. v. GSK, No. 2:08-cv-01081-CMR (E.D. Pa.)
Phillips, et al. v. GSK, No. 2:07-cv-04982-CMR (E.D. Pa.)
Pisa v. GSK, No. 2:08-cv-05644-CMR (E.D. Pa.)
Rader v. GSK, No. 2:08-cv-01084-CMR (E.D. Pa.)
Richardson-Hood, et al. v. GSK, No. 2:08-cv-03708-CMR (E.D. Pa.)
Rossnagle v. GSK, No. 2:08-cv-00929-CMR (E.D. Pa.)
Salerno v. GSK, No. 2:08-cv-05036-CMR (E.D. Pa.)
Seibel, et al. v. GSK, No. 2:08-cv-01212-CMR (E.D. Pa.)
Shamlin, et al. v. GSK, No. 08-cv-05518-CMR (E.D. Pa.)
Sheik, et al. v. GSK, No. 2:08-cv-00916-CMR (E.D. Pa.)
Slaughter v. GSK, No. 2:08-cv-00890-CMR (E.D. Pa.)
Termini, et al. v. GSK, No. 08-cv-00894-CMR (E.D. Pa.)
Wagner, et al. v. GSK, No. 2:07-cv-04668-CMR (E.D. Pa.)
Walker, et al. v. GSK, No. 08-cv-2916-CMR (E.D. Pa.)
Watts, et al. v. GSK, No. 08-cv-02917-CMR (E.D. Pa.)
Weinerman v. GSK, No. 2:08-cv-00649 CMR (E.D. Pa.)
Welch, et al. v. GSK, No. 2:08-cv-01043-CMR (E.D. Pa.)
Wessel, et al. v. GSK, No. 2:08-cv-02180-CMR (E.D. Pa.)
Williams v. GSK, No. 2:08-cv-00889-CMR (E.D. Pa.)
Witcher v. GSK, No. 08-cv-04700-CMR (E.D. Pa.)
Woehr, et al. v. GSK, No. 08-cv-03280-CMR (E.D. Pa.)
Wunsch, et al. v. GSK, No. 2:08-cv-01214-CMR (E.D. Pa.)
Zambrana Quiles v. GSK, No. 2:08-cv-02189-CMR (E.D. Pa.)

2. For actions subsequently filed in, removed to or transferred to this MDL, which name GSK foreign entities as defendants, the PSC and counsel for GSK shall provide the Court with a Proposed Order dismissing without prejudice the named GSK foreign entities.

3. If plaintiffs' counsel, with cases pending in this MDL or in state courts, have already obtained (or subsequently wish to obtain) access to the PSC work-product or access to the document productions made to the PSC, they must agree to be bound by the dismissal procedures contained in this PTO, since these productions and PSC work-product will contain information that would be otherwise redacted (or not produced) absent the entry of this Pretrial Order.

It is so **ORDERED.**

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.