

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

In re: BREAST IMPLANT CASES : MISCELLANEOUS  
:   
: NO. 99-64

**JOINT PROPOSAL  
FOR BREAST IMPLANT CASES**

1. The Clerk of Court will send a Notice to the following liaison counsel when the Court receives any silicone breast implant case that has been remanded to the Eastern District of Pennsylvania from MDL 926 by Chief Judge Sam C. Pointer, Jr. of the U.S. District Court, Northern District of Alabama:

**Plaintiff Liaison Counsel**  
Jamie L. Sheller, Esquire  
Sheller, Ludwig & Badey  
Third Floor  
1528 Walnut Street  
Philadelphia, PA 19102

<b><u>Manufacturer Liaison Counsel</u></b>	<b><u>Healthcare Liaison Counsel</u></b>
Kimberly A. Brown, Esquire	Elizabeth A. Gardner, Esquire
Thorp, Reed & Armstrong	McKissock & Hoffman, P.C.
One Riverfront Center	1700 Market Street, Suite 3000
Pittsburgh, PA 15222	Philadelphia, PA 19103

2. Within 10 days of notification that the case has been transferred to this Court, plaintiff's counsel will advise the Court in writing of the procedural history of the case including whether the case was originally filed in State or Federal Court and/or removed to Federal Court due to diversity jurisdiction and whether plaintiff's counsel intends to seek remand of the case to State Court. Plaintiff's counsel will copy all counsel entered in the case, any unrepresented parties and liaison counsel for the Healthcare providers and liaison counsel for the Manufacturers on any correspondence to the Court.

3. In any case where Jamie L. Sheller, Esquire is not plaintiff's counsel, the Clerk of Court will send a Notice to counsel for plaintiff as well as Ms. Sheller.

4. In any case where either Kimberly A. Brown, Esquire or Elizabeth A. Gardner, Esquire is not defendant's counsel, the Clerk of Court will send a Notice to counsel for defendants as well as Ms. Brown and Ms. Gardner.

5. Plaintiff's counsel may file a Master Motion for Remand which may be incorporated in any subsequently filed case specific Remand Motion. The Master Motion for Remand will be filed under 99- MC-64.

6. If plaintiff's counsel intends to file a Motion for Remand, no Status Conference will be scheduled in the case, and plaintiff will file a brief pleading incorporating the Master Motion for Remand or may file a separate Motion for Remand within 14 days of notification to the Court of the procedural history of the case.

7. The Remand Motion will seek remand of the entire case to the State Court where the case was originally filed.

8. Any opposition to the Remand Motion must be filed within 14 days after service of the

Motion.

9. If no response is filed, an Order will be entered remanding the case to the State Court where it was originally filed.

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JAMIE L. SHELLER, ESQUIRE KIMBERLY A. BROWN, ESQUIRE

Plaintiff Liaison Counsel Manufacturer Liaison Counsel

Sheller, Ludwig & BadeyThorp, Reed & Armstrong

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1528 Walnut StreetPittsburgh, PA 15222

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ELIZABETH A. GARDNER, ESQUIRE

Healthcare Liaison Counsel

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