

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

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

THIS DOCUMENT APPLIES TO:

Hall, et al. v. SmithKline Beecham Corp. d/b/a GSK,
E.D.Pa. No. 08-cv-4136

PRETRIAL ORDER NO. 21

AND NOW, this 10th day of September, 2008, upon consideration of the parties' Stipulation and Order Regarding Pretrial Order No. 4 and Severance of Multi-Plaintiff Complaints [Doc. No. 164], and the proposed severance order filed by Defendant pursuant to its standing obligation under Paragraph Three of Pretrial Order No. 15 [Doc. No. 202], it is hereby **ORDERED** as follows:

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

- *Hall, et al. v. GSK, E.D.Pa. No. 08-cv-04136*

Pursuant to Pretrial Order No. 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.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ