

BRYAN F. AYLSTOCK (FL, AL, MS)*
JUSTIN G. WITKIN (FL, MS)
DOUGLASS A. KREIS (FL)
NEIL D. OVERHOLTZ (FL)
R. JASON RICHARDS (FL, CO)
BOBBY J. "BRAD" BRADFORD (FL, AL)
STEPHEN H. ECHSNER (FL)
D. RENÉE BAGGETT (FL)
DANIEL J. THORNBURGH (FL, MN)

*States in which attorney is licensed to practice law
†Of counsel



**Aylstock, Witkin,
Kreis & Overholtz, PLLC**

www.AWKOLAW.com

17 EAST MAIN STREET, SUITE 200 • PENSACOLA, FLORIDA 32502
PHONE: (850) 202-1010 • FAX: (850) 916-7449

NATHAN C. BESS (FL)
E. SAMUEL "SAM" GEISLER (FL, IL)
JAMES D. BARGER (PA, NJ)
ANGEL N. STULL (FL, NY)
CHELSIE R. WARNER (MT, NV)
S. MARY LIU (CA, FL)
SARAH E. GRUWELL (WA)
P. ANN GAYLE (TX, LA, IL)
BEN H. ANDERSON (OH, CA)†
DONNA TAYLOR-KOLIS (OH)†
CHRISTOPHER J. ZIMMERMAN (OH)†

June 5, 2014

VIA FACSIMILE: (267) 299-5077

The Honorable Cynthia M. Rufe
United States District Court
Eastern District of Pennsylvania
601 Market Street
Philadelphia, PA 19106-1797

RE: *In re: Zoloft (Sertraline Hydrochloride) Products Liability Litigation*, MDL No. 2342
Multi-District Coordinator's Report No. 10.

Dear Judge Rufe:

This is the Multi-District Coordinator's Report No. 10 concerning pending Zoloft MDL cases and pending state court cases filed in Alabama, California, Illinois, Missouri, New York, New Jersey, Pennsylvania and West Virginia.

Eastern District of Pennsylvania

There are approximately six-hundred-seventeen (617) Zoloft cases pending in this MDL Court.

Alabama

There is one (1) case pending in the Circuit Court of Jefferson County, Alabama (*Corley v. Hudson, et al.*). Pfizer has served discovery and plaintiffs have responded. A scheduling order and trial setting was entered by Judge Elisabeth A. French on January 21, 2014. Trial is set for August 24, 2015.

Honorable Elisabeth A. French
Jefferson County Courthouse, Room 610
716 N. Richard Arrington Blvd.
Birmingham, AL 32503
Telephone: (Pat Case - Judicial Assistant) (205) 325-5020

California

Many of the Zoloft cases that were originally filed in California state court have been dismissed or remanded. At least 9 cases that originated in California state court remain pending in this MDL.

On February 11, 2014, the Judicial Council Coordination Proceedings (JCCP) in California granted a Petition for Coordination of state court cases involving birth defects and the use of Zolof. The JCCP designed the Orange County Superior Court as the site of the coordinated proceedings (JCCP No. 4771). The Honorable Kim G. Dunning, Judge of the Superior Court of California, has been assigned the coordinating trial judge. There are currently ten (10) coordinated Zolof cases pending before Judge Dunning.

On May 21, 2014, a Request to Coordinate Add-on Case relating to *Arroyo, et al. v. Pfizer*, a multi-plaintiff complaint filed on behalf of 12 plaintiff families, was filed in JCCP 4771. The request is currently pending.

Honorable Kim G. Dunning
Orange County Superior Court
Civil Complex Center
700 Civic Center Drive West, Department CX104
Santa Ana, CA 92701
Telephone: (657) 622-5304

Illinois

J.H. et al. v. Pfizer, involving seven (7) Plaintiff families was originally filed in the Circuit Court of Cook County, Illinois, and was remanded by this Court to Cook County on November 14, 2013. Pfizer and Greenstone have filed motions to dismiss and responses have been filed. The case is assigned to the Honorable John P. Callahan, Jr. A case management conference is set for June 24, 2014.

Additionally, on July 23, 2012, the Honorable G. Patrick Murphy of the Southern District of Illinois granted Plaintiffs' motion to remand in *Reeves et al. v. Pfizer*, which involved thirty-seven (37) Plaintiff families and was originally filed in St. Clair County, Illinois. Pfizer appealed the remand order to the Seventh Circuit Court of Appeals. The appeal remains pending.

Honorable John P. Callahan, Jr.
Daley Center
50 W. Washington St., Rm. 2203
Chicago, IL 60602
Telephone: (Ms. Campbell - Courtroom Clerk) (312) 603-6062

Missouri

Foster, et al. v. Pfizer involves multiple Plaintiff families and is pending before Judge John F. Garvey in the Circuit Court of St. Louis City, Missouri. Written discovery has been served by the

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Plaintiffs and responses have been served by Pfizer. The parties had a pre-trial conference on February 20, 2014, and the next status conference is scheduled for June 30, 2014.

Honorable John Garvey
Twenty-Second Judicial Circuit of the State of Missouri
10 N. Tucker Blvd.
St. Louis, MO 63101
Telephone: (314) 622-4841

The *Morgan, et al. v. Pfizer* case, involving twenty-five (25) Plaintiff families in a single lawsuit, was remanded by this Court on June 2, 2014 to the Circuit Court of St. Louis City, Missouri. No judge has been assigned to the case following remand.

There are also two cases pending in Cole County Circuit Court in the Celexa/Lexapro coordinated litigation (*Jenkins* and *Griffith*) in which Pfizer has also been named as a defendant. The litigation is pending before Judge Patricia Joyce.

Honorable Patricia S. Joyce, Presiding Judge
Nineteenth Judicial Circuit of the State of Missouri
301 East High Street
Jefferson City, MO 65101
Telephone: (573) 634-9178

New York

There is one case pending in Oneida County before Justice Bernadette Clark (the *Hernandez* case), and written discovery has been served in that case. The *Hernandez* Plaintiff has moved for an order dismissing with prejudice her action against Pfizer.

There are four cases pending in New York County before Justice Carol E. Huff (*Petroci*, *Jones*, *Ruckdeschel*, and *Wolcott*). Written discovery has been served in *Petroci*. There are no pending motions in any of the remaining New York County cases.

Finally, there is one case pending in Richmond County (*Guzzo*) that has been assigned to Justice Philip G. Minardo. There are no pending motions.

Honorable Justice Bernadette Clark
Supreme Court, Oneida County
200 Elizabeth Street
Utica, NY 13501
Telephone: (315) 266-4310

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Honorable Carol E. Huff
Supreme Court, Civil Branch, New York County
60 Centre Street
New York, NY 10007.
Telephone: Guy Owen (Clerk) – (646) 386-3281

Honorable Philip G. Minardo
Supreme Court, Richmond County
18 Richmond Terrace
Staten Island, NY 10301
Telephone: Robert Soos, Esq. (Law Clerk) – (718) 675-8602

New Jersey

There is one case, *Falcon*, pending in the Superior Court of New Jersey, Atlantic Division, following remand by this Court on May 21, 2014. No judge has been assigned to the case following remand.

Pennsylvania

There are six (6) cases pending in the Philadelphia County Court of Common Pleas: Five cases were remanded by this Court on May 29, 2014: *Bailey*, *Gordon*, *Kiah*, *Balvanz*, and *Porter*. These five cases have not yet been assigned to a judge following remand.

The other case, *Robinson*, is pending before the Honorable Lisa M. Rau. Plaintiffs have served written discovery in *Robinson* and Pfizer has served responses. There are no pending motions. A projected trial date has been set for February 2, 2015.

Honorable Lisa M. Rau
Court of Common Pleas of Philadelphia County
City Hall, Room 593
Philadelphia, PA 19107
Telephone: (215) 686-3768

West Virginia

Cases involving 25 Plaintiff families are pending before the Mass Litigation Panel in the Circuit Court of Kanawha County, West Virginia. A Status and Scheduling Conference was held before the Mass Litigation Panel on March 4, 2014, and the next Status Conference will be held on June 18, 2014. The Honorable James P. Mazzone has been assigned to serve as Lead Presiding Judge for the Mass Litigation Panel.

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Honorable James P. Mazzone
Ohio County Courthouse
1500 Chapline Street
Room 506
Wheeling, WV 26003
Telephone: (304) 234-3620

Respectfully,



Bryan F. Aylstock

cc: Katherine Armstrong (via e-mail)
Mara Cusker Gonzalez (via e-mail)
Mark Cheffo (via e-mail)
Catherine Stevens (via e-mail)
Kim Lambert (via e-mail)