

**MINUTE ENTRY  
FALLON, J.  
JUNE 4, 2007**

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**IN RE: PROPULSID** : **MDL NO. 1355**  
: **PRODUCTS LIABILITY LITIGATION** : **SECTION "L"**  
: **JUDGE FALLON**  
..... :

**THIS RELATES TO ALL CASES**

A monthly status conference was held on May 24, 2007 by telephone in the Chambers of Judge Eldon E. Fallon. At the conference, counsel reported to the Court on the topics set forth in Joint Report No. 54 of Plaintiffs' Liason Counsel (PLC) and Defendants' Liaison Counsel (DLC).

I. State Liaison Counsel/MDL Resolution Program II

The enrollment requirements have been met for the State Settlement Program (Propulsid II). Defendants have requested that the PLC and State Liaison Committee (SLC) sign off on the Escrow Accounts. The Defendants are prepared to fund the various funds. Members of the PLC and DLC are currently conducting daily discussions regarding the matter.

II. Trust Account

There have been no deposits in the Trust Account since the last status conference.

III. Trial Schedule

The matter of *Gregory A. Gellner v. Johnson & Johnson Co., et al.* has been adjourned, and no new date has been set.

IV. MDL Mediation and Resolution Program

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The Special Master reported that 478 Tier I, II, and III claims have been submitted to the medical panel for review. Of these 478 claims, 336 have been treated on an expedited basis. 6 of the submitted tiered claims have been found eligible by the panel. 9 submitted claims are still in the review process.

The weekly telephone conference with the Special Master, PLC, DLC and SLC continues to take place to discuss issues regarding the Resolution Program.

V. Pro se Plaintiffs

On January 23, 2007, the Court held a hearing on the Defendants' Motion to Show Cause regarding pro se plaintiffs who have not enrolled in the Settlement Program, at which time the Court ordered the non-enrolled pro se plaintiffs dismissed. Defendants have submitted a list of pro se plaintiffs to be dismissed to the SLC and PLC for final review.

VI. Emergency Motion for Distribution of Attorney's Fees

The PLC reported at the last status conference that the Motion for Common Benefit Fees and Expenses Reimbursements filed by Dumas & Associates Law Corporation has been resolved and the parties will make a recommendation to the Court. The PLC further stated that it is attempting to resolve Daniel Becnel's Motion for Reconsideration of the Court's Order and Reasons regarding the Emergency Motion for Distribution of Attorney's Fees. The hearing on this motion was continued from June 6, 2007 to August 23, 2007.

VII. Liason's Counsel Motion for Equitable Administration of the Settlement Agreement

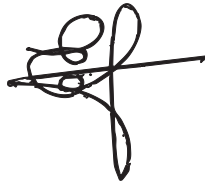
The PLC filed a sealed Motion for Equitable Administration of the Settlement Agreement on February 7, 2007, regarding modification of the process in which claims are approved or denied by the medical panel. The PLC and the DLC are currently in talks on the matter.

VIII. Patricia Barnes v. Janssen Pharmaceutica, Inc. (CA No. 06-2001)

The Motion to Remand in this case was set for hearing on March 28, 2007 and was taken under submission by the Court.

IX. Next Pretrial Status Conference

The next status conference will be held by telephone on June 27, 2007 at 9:00 a.m. Dial-in information for participation will be posted on the Propulsid MDL website prior to the conference.

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