

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

IN RE: TAXOTERE (DOCETAXEL))	
PRODUCTS LIABILITY LITIGATION)	MDL No. 16-2740
)	
)	SECTION: "H" (5)
)	
This document relates to:)	
Cases listed in Exhibit A, attached.)	

ORDER ON INNOVATOR LIABILITY LETTER BRIEFING

On July 24, 2018, this Court issued Case Management Order No. 12A (Doc. 3492),¹ setting forth the parties' obligations with respect to discovery and production of product identification information for "all present and future cases docketed in MDL No. 2740." On April 28 and May 2, 2022, this Court held show cause hearings to determine whether certain plaintiffs' claims were subject to dismissal for failure to produce product identification information in accordance with CMO 12A. *See* Order to Show Cause Regarding CMO-12A Product Identification (Doc. 13587) issued Dec. 16, 2021. At the hearing, the Court deferred ruling on the issue of innovator liability and requested additional briefing as to the claims of plaintiffs identified in Exhibit A, subject to a briefing schedule to be proposed by the parties following meeting and conferral. Having considered the parties' joint proposal:

IT IS ORDERED that Plaintiffs' memoranda shall be filed no later than June 24, 2022, and Defendants' opposing memoranda shall be filed no later than July 8, 2022.

IT IS FURTHER ORDERED that the memoranda shall be consolidated such that the claims of all Plaintiffs relying on the laws of a given state (i.e. Massachusetts, California, and

¹ CMO 12A superseded the Court's Case Management Order No. 12 (Doc. 1506), issued on January 12, 2018.

Illinois) shall be presented in a memorandum no longer than 3 pages addressing the laws of that state.

IT IS FURTHER ORDERED that plaintiffs on Exhibit A shall prepare a 1 page memorandum addressing any relevant case-specific facts for each case relying on that state's laws.

IT IS FURTHER ORDERED that counsel for plaintiffs on Exhibit A shall organize the memoranda prepared by plaintiffs grouping the memoranda together by state.

New Orleans, Louisiana, this 24th day of June, 2022.



HON. JANE TRICHE MILAZZO
UNITED STATES DISTRICT JUDGE

Exhibit A

#	Hearing Date	Plaintiff Last Name	Plaintiff First Name	MDL Docket No.	Firm	Innovator Liability State Claimed
1	4/28/2022	Epperson	Jessica	2:17-cv-15302	Maher Law Firm	California
2	4/28/2022	Sadaka	Eva	2:18-cv-06064	Bachus & Schanker	California
3	4/28/2022	Bess (Brown)	Marian (Nona)	2:17-cv-17295	McSweeney/Langevin	California
4	4/28/2022	Carter	Jessie	2:17-cv-16952	McSweeney/Langevin	California
5	4/28/2022	Hubbard-Nickens	Pamela	2:17-cv-16960	McSweeney/Langevin	Illinois
6	4/28/2022	Ojeda	Nadia	2:17-cv-16943	McSweeney/Langevin	California
7	4/28/2022	Rodriguez	Gladys	2:17-cv-16708	McSweeney/Langevin	Illinois
8	4/28/2022	Haywood	Deborah	2:17-cv-15293	Niemeyer, Grebel & Kruse	California
9	4/28/2022	Kuipers	Beverly	2:17-cv-14777	Niemeyer, Grebel & Kruse	Illinois
10	4/28/2022	Oliva	Sylvia	2:17-cv-14007	Niemeyer, Grebel & Kruse	California
11	4/28/2022	Ashworth	Phyllis	2:17-cv-07359	Pendley, Baudin & Coffin	Illinois
12	4/28/2022	Barnes	Sonia	2:17-cv-06825	Pendley, Baudin & Coffin	California
13	5/2/2022	Basler	Kathy	2:18-cv-00903	Bachus & Schanker	Illinois
14	5/2/2022	Gardner	Priscilla	2:17-cv-16719	Bachus & Schanker	Illinois

15	5/2/2022	Graves	Diana	2:18-cv-11901	Bachus & Schanker	Illinois
16	5/2/2022	Haddad	Alizabeth	2:17-cv-16236	Bachus & Schanker	California
17	5/2/2022	Halloway	Ronette	2:17-cv-16767	Bachus & Schanker	California
18	5/2/2022	Medina	Nayuca	2:18-cv-12335	Bachus & Schanker	California
19	5/2/2022	Niles	Madeline	2:17-cv-11744	Bachus & Schanker	California
20	5/2/2022	Powell	Meredith	2:18-cv-01521	Bachus & Schanker	Massachusetts
21	5/2/2022	Rawlins	Sheila	2:17-cv-16330	Bachus & Schanker	California
22	5/2/2022	Weigand	Jennifer	2:17-cv-07789	Bachus & Schanker	California