

A CERTIFIED TRUE COPY

DEC 31 2003

FOR THE JUDICIAL PANEL OF  
MULTIDISTRICT LITIGATION

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

DEC 15 2003

FILED  
CLERK'S OFFICE

**DOCKET NO. 1477**

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

*Denise McKee v. Bristol-Myers Squibb Co., M.D. Florida, C.A. No. 6:03-1454 LA 2:04-0007*  
*Cynthia Augston, et al. v. Bristol-Myers Squibb Co., S.D. Texas, C.A. No. 4:03-3555*

*approved  
12/31*

**CONDITIONAL TRANSFER ORDER (CTO-17)**

On August 12, 2002, the Panel transferred six civil actions to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 83 additional actions have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R. Goodwin.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of West Virginia for the reasons stated in the order of August 12, 2002, 217 F.Supp.2d 1372 (J.P.M.L. 2002), and, with the consent of that court, assigned to the Honorable Joseph R. Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

*Michael J. Beck*  
Michael J. Beck  
Clerk of the Panel

**ENTERED**

JAN - 7 2004

TERESA L. DEPPNER, CLERK  
U.S. District & Bankruptcy Court  
Southern District of West Virginia

*119*

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

DEC 31 2003

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**INVOLVED COUNSEL LIST (CTO-17)  
DOCKET NO. 1477  
IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

Carl Frankovitch  
Frankovitch, Anetakis, Colantonio & Simon  
337 Penco Road  
Weirton, WV 26062

Michael B. Victorson  
Jackson & Kelly  
P.O. Box 553  
Charleston, WV 25322-0553

Garland Keith Grady  
Grady Schneider, et al.  
801 Congress Avenue, 4th Floor  
Houston, TX 77002

William Fred Hagans  
Hagans, Bobb & Burdine  
3200 Travis  
Fourth Floor  
Houston, TX 77006

Marvin W. Masters  
Masters & Taylor, L.C.  
181 Summers Street  
4th Floor  
Peoples Building  
Charleston, WV 25301

Ralph D. McBride  
Bracewell & Patterson  
711 Louisiana  
Suite 2900  
Houston, TX 77002

Francis M. McDonald, Jr.  
Carlton Fields, P.A.  
450 S. Orange Avenue  
Suite 500  
P.O. Box 1171  
Orlando, FL 32801-3336

Michael A. Shiffman  
Law Office of Michael A. Shiffman  
309 Oakridge Boulevard  
Suite B  
Daytona Beach, FL 32118

Alan R. Vickery  
Sedgwick, Detert, Moran & Arnold  
1717 Main Street  
Suite 5400  
Dallas, TX 75201