

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

In Re: Neomedic Pelvic Repair System Products Liability

MDL No. 2511

Civil Action No. _____

SHORT FORM COMPLAINT

Come now the Plaintiff(s) named below, and for their Complaint against the Defendants named below, incorporate the Master Complaint in MDL No. 2511 by reference. Plaintiff(s) further show the court as follows:

1. Female Plaintiff

2. Plaintiff Spouse (if applicable)

3. Other Plaintiff and capacity (i.e., administrator, executor, guardian, conservator)

4. State of Residence

5. District Court and Division in which venue would be proper absent direct filing

6. Defendants (Check Defendants against whom Complaint is made):

A. Desarrollo e Investigación Médica Aragonesa, S.L. (“DIMA”)

B. Neomedic International, S.L.

- C. Neomedic Inc.
- D. Specialties Remeex International, S.L.
- E. American Medical Systems, Inc. (“AMS”)
- F. Ethicon, Inc.
- G. Johnson & Johnson
- H. Boston Scientific Corporation
- I. C. R. Bard, Inc. (“Bard”)
- J. Sofradim Production SAS (“Sofradim”)
- K. Tissue Science Laboratories Limited (“TSL”)
- L. Mentor Worldwide LLC
- M. Coloplast Corp.
- N. Cook Incorporated
- O. Cook Biotech, Inc.
- P. Cook Medical, Inc.

7. Basis of Jurisdiction

- Diversity of Citizenship
- Other: _____

A. Paragraphs in Master Complaint upon which venue and jurisdiction lie:

B. Other allegations of jurisdiction and venue

8. Defendants' products implanted in Plaintiff (Check products implanted in Plaintiff)

- A. Needleless System;
- B. Contasure Needleless Sling;
- C. Remeex System/TRT Remeex System;
- D. KIM System;
- E. Surelift;
- F. Uplift;
- G. Other

9. Defendants' Products about which Plaintiff is making a claim. (Check applicable products)

- A. Needleless System;
- B. Contasure Needleless Sling;
- C. Remeex System/TRT Remeex System;
- D. KIM System;
- E. Surelift;
- F. Uplift;

G. Other

10. Date of Implantation as to Each Product

11. Hospital(s) where Plaintiff was implanted (including City and State)

12. Implanting Surgeon(s)

13. Counts in the Master Complaint brought by Plaintiff(s)

- Count I - Negligence
- Count II - Strict Liability - Design Defect
- Count III - Strict Liability- Manufacturing Defect
- Count IV - Strict Liability - Failure to Warn
- Count V - Strict Liability - Defective Product
- Count VI – Breach of Express Warranty/
- Count VII - Breach of Implied Warranty
- Count VIII - Fraudulent Concealment
- Count IX - Constructive Fraud
- Count X - Discovery Rule, Tolling and Fraudulent Concealment

- Count XI - Negligent Misrepresentation
- Count XII - Negligent Infliction of Emotional Distress
- Count XIII - Violation of Consumer Protection Laws
- Count XIV - Gross Negligence
- Count XV - Unjust Enrichment
- Count XVI - (By the Spouse)- Loss of Consortium
- Count XVII - Punitive Damages
- Other _____ (please state the facts supporting this Count in the space, immediately below)

s/ _____
Attorney(s) for Plaintiff

Address, phone number, email address and bar information: