

**A CERTIFIED TRUE COPY**

JUN 20 2003

ATTEST  
FOR THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

JUN - 4 2003

FILED  
CLERK'S OFFICE

**DOCKET NO. 1477**

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

**(SEE ATTACHED SCHEDULE)**

**CONDITIONAL TRANSFER ORDER (CTO-9)**

**ENTERED**

JUN 24 2003

SAMUEL L. KAY, CLERK  
U. S. District & Bankruptcy  
Southern District of West Virginia

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, 40 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:

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

JUN 20 2003

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

A TRUE COPY CERTIFIED ON

JUN 27 2003

SAMUEL L. KAY, CLERK  
U.S. District & Bankruptcy Courts  
Southern District of West Virginia  
By *[Signature]* Deputy

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

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**SCHEDULE CTO-9 - TAG ALONG CASES**  
**DOCKET NO. 1477**  
**IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

DISTRICT DIV. CIVIL ACTION#

LOUISIANA EASTERN

~~LAE 2 03-104 Betty Fabiano v. Bristol-Myers Squibb Co., Inc., et al.  
Opposed 06/13/03~~

~~LAE 2 03-1071 Claire Combs v. Bristol-Myers Squibb Co., Inc., et al.  
Opposed 06/13/03~~

MISSISSIPPI NORTHERN

MSN 2 02-319 Jim E. Sears v. Bristol-Myers Squibb & Co.

MISSISSIPPI SOUTHERN

MSS 2 02-918 Athelene Mabry, et al. v. Bristol-Myers Squibb Co.

MSS 3 02-1852 Lisa P. Paulk, et al. v. Bristol-Myers Squibb Co.

MSS 4 02-533 Teresa Weathersby, etc. v. Bristol-Myers Squibb Co.

MSS 5 02-687 Janet E. Sullivan v. Bristol-Myers Squibb Co.

MSS 5 02-695 Annie Mae Clark, et al. v. Bristol-Myers Squibb Co.

WEST VIRGINIA NORTHERN

WVN 2 03-22 Susan K. Kyle v. Bristol-Myers Squibb Co.

*SDWV*

*2:03-0584*

*2:03-0585*

*2:03-0586*

*2:03-0587*

*2:03-0588*

*2:03-0589*

*2:03-0590*

**INVOLVED COUNSEL LIST FOR SCHEDULE CTO-9  
DOCKET NO. 1477  
IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

Daniel E. Becnel, Jr.  
Law Offices of Daniel E. Becnel, Jr.  
106 West Seventh Street  
P.O. Drawer H  
Reserve, LA 70084-2095

Allan Berger  
Allan Berger & Associates, PLC  
4173 Canal Street  
New Orleans, LA 70119

Dr. Clifford Crafton  
218 E. Gibson Street  
Covington, LA 70433

Caroline C. Donlon  
Law Offices of Daniel E. Becnel, Jr.  
106 West Seventh Street  
P.O. Drawer H  
Reserve, LA 70084

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

Patrick N. Harkins, III  
Watkins & Eager  
P.O. Box 650  
Jackson, MS 39205-0650

Lynn P. Ladner  
Watkins & Eager  
P. O. Box 650  
Jackson, MS 39205-0650

Michael Thomas Lops  
Eckerd Corp.  
8333 Bryan Diary Road  
Largo, FL 33777

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

Todd Brentley Ott  
Law Offices of Ronnie G. Penton  
209 Hoppen Place  
Bogalusa, LA 70427

Ronnie G. Penton  
Law Offices of Ronnie G. Penton  
209 Hoppen Place  
Bogalusa, LA 70427

John V. Robichaux, Jr.  
Law Offices of J. Van Robichaux, Jr.  
1007 W. St. Bernard Hwy.  
Chalmette, LA 70043

Jack Etherton Truitt  
Truitt Law Firm  
251 Highway 21  
Madisonville, LA 70447

Quentin F. Urquhart, Jr.  
Irwin, Fritchie, Urquhart & Moore, L.L.C.  
400 Poydras Street  
Suite 2700  
New Orleans, LA 70130

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

**INVOLVED JUDGES LIST FOR SCHEDULE CTO-9  
DOCKET NO. 1477  
IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

Hon. David C. Bramlette  
U.S. District Judge  
216 Federal Building  
725 Martin Luther King, Jr. Blvd.  
Biloxi, MS 39530

~~Hon. Stanwood R. Duval, Jr.  
U.S. District Judge  
6-368 U.S. Courthouse  
500 Camp Street  
New Orleans, LA 70130~~

~~Hon. Eldon E. Fallon  
U.S. District Judge  
6-456 U.S. Courthouse  
500 Camp Street  
New Orleans, LA 70130~~

Hon. Tom S. Lee  
Chief Judge, U.S. District Court  
110 James O. Eastland U.S. Courthouse  
245 East Capitol Street  
Jackson, MS 39201

Hon. Robert E. Maxwell  
Senior U.S. District Judge  
United States District Court  
P.O. Box 1275  
Elkins, WV 26241

Hon. W. Allen Pepper, Jr.  
U.S. District Judge  
United States District Court  
Post Office Box 370  
Greenville, MS 38702-0370

Hon. Charles W. Pickering, Sr.  
U.S. District Judge  
228 U.S. Courthouse & Federal Bldg.  
701 North Main Street  
Hattiesburg, MS 39401

Hon. Henry T. Wingate  
U.S. District Judge  
109 James O. Eastland U.S. Courthouse  
245 East Capitol Street  
Jackson, MS 39201

**INVOLVED CLERKS LIST FOR SCHEDULE CTO-9  
DOCKET NO. 1477  
IN RE SERZONE PRODUCTS LIABILITY LITIGATION**

Arlen B. Coyle, Clerk  
369 Federal Building & U.S. Courthouse  
911 Jackson Avenue East  
Oxford, MS 38655-3622

J.T. Noblin, Clerk  
200 U.S. Courthouse & Federal Building  
701 North Main Street  
Hattiesburg, MS 39401

J.T. Noblin, Clerk  
316 James O. Eastland U.S. Courthouse  
245 East Capitol Street  
Jackson, MS 39201

~~Loretta G. Whyte, Clerk  
6-151 U.S. Courthouse  
500 Camp Street  
New Orleans, LA 70130-3367~~

Wally A. Edgell, Clerk  
P.O. Box 1518  
Elkins, WV 26241-1518