

U.S. District Court
Southern District of West Virginia - Charleston

Civil Docket for Case Number ## 2:03-cv-02307

Nickelson, et al v. Bristol-Myers Squibb, et al

Assigned to: Judge Joseph R. Goodwin

Referred to:

Date Filed: 11/3/2003

Filed Date	Doc. #	Docket Text
11/24/2003	1	ORDER Transferring case to the Southern District of West Virginia, with the original record from the Southern District of Mississippi. (ras)
11/24/2003	-	Consolidated Member Case; Lead Case Number: 2:02md1477, In re Serzone Products Liability Litigation. (ras)
11/26/2003	2	MOTION by Gary Gordon to dismiss or, in the alternative, for summary judgment . (ras)
12/15/2003	3	RESPONSE by Glendora Nickelson to deft Gary Norton's [2-1] motion to dismiss or, in the alternative, [2-2] motion for summary judgment. (ras)
1/30/2004	4	MOTION by Robert Lundy, Kurt Alan Buechler, Gray Hillsman to stay proceedings . (ras)
2/13/2004	5	AMENDED MOTION by Gary Gordon to dismiss or, in the alternative, for summary judgment referring to: [2-1] motion to dismiss and [2-2] motion for summary judgment. (ras)
7/16/2004	6	AGREED ORDER FOR SUBSTITUTION OF COUNSEL substituting the firm of Wilkins, Stephens & Tipton, P.A. for the firm of Campbell DeLong, LLP as counsel for Defendant Andrew George, M.D. Signed by Judge Joseph R. Goodwin on 7/16/2004. (cc: attys) (acj)
7/20/2004	7	RULE 54(B) AGREED JUDGMENT OF DISMISSAL, WITH PREJUDICE, OF ROBERT F. HEATH, M.D. Dismissing with prejudice the separate suit of plaintiff Joseph Powers as to defendant Robert F. Heath, M.D.; said plaintiff's claim against the manufacturer of Serzone, Bristol-Myers Squibb Company, Inc., to remain in full force and effect, along with all the remaining claimants' actions against the remaining defendants. Signed by Judge Joseph R. Goodwin on 7/19/04. (cc: attys; any unrepresented party)(ras)
10/14/2004	8	RULE 54(B) AGREED JUDGMENT OF DISMISSAL, WITH PREJUDICE, OF STEVE J. MILLS, M.D., Dismissing with prejudice the separate suit of plaintiff Deidre Prather as to defendant Steve J. Mills, M.D.; said plaintiff's claim against the manufacturer of Serzone, Bristol-Myers Squibb Company, Inc., to remain in full force and effect, along with all the remaining claimants' actions against the remaining defendants.

Signed by Judge Joseph R. Goodwin on 10/14/04. (cc: attys). (acj)

9/9/2005

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FINAL JUDGMENT ORDER: In accordance with the Memorandum Opinion and Order Approving Settlement and Certifying the Settlement Class (Document No. [296] entered in MDL 2:02-md-1477 on 9/2/2005), the court directs that all claims pending in MDL No. 1477 be DISMISSED with prejudice as to the Class Representatives and members of the Class, save those members of the Class who properly requested exclusion in compliance with this court's orders, without any assessment of costs, with such dismissal subject only to compliance by the parties with the terms and conditions of the Third Amended Settlement Agreement (see Attachments 1 and 2 to Document No. [184] in MDL 2:02-md-1477) as amended by the court's 9/2/2005 Memorandum Opinion and Order, and this Final Order and Judgment. The court FINDS that there is no just reason for delay and therefore directs entry of this Final Judgment as to the Class Representatives and members of the Class, as a final judgment pursuant to Rule 54, F.R.C.P. The court retains exclusive jurisdiction over this action and every aspect of the interpretation, implementation and enforcement of the Settlement. Signed by Judge Joseph R. Goodwin on 9/9/2005. (cc: Clerk, MDL Panel; Pltfs's Liaison Counsel; Deft's Liaison Counsel; published at www.wvsc.uscourts.gov) (jkk)