

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

IN RE: COOK MEDICAL, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION

MDL No. 2440

THIS DOCUMENT RELATES TO THE CASES LISTED
BELOW AND THE DISCOVERY POOL CASES

PRETRIAL ORDER # 52
(Order Designating Bellwether Cases)

It is **ORDERED** that the following cases will be tried as bellwether cases in this MDL on the dates previously identified:

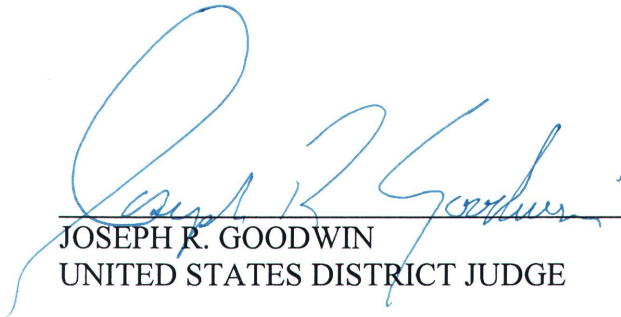
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|-----------------------------|-------------------------------------|---------------|
| (1) April 20, 2015 - | <i>Ailey v. Cook Inc., et al.</i> | 2:13-cv-18888 |
| (2) April 20, 2015 backup - | <i>Lingo v. Cook Inc., et al.</i> | 2:13-cv-20359 |
| (3) May 18, 2015 - | <i>Watkins v. Cook Inc., et al.</i> | 2:13-cv-20370 |
| (4) June 8, 2015 - | <i>Hovey v. Cook Inc., et al.</i> | 2:13-cv-18900 |

In the event the *Ailey* case is dismissed or not otherwise ready for trial on April 20, 2015, I will try *Lingo* on April 20, 2015. If *Watkins* is dismissed or not otherwise ready for trial on May 18, 2015, I will try *Hovey* on that date. By even date, I have entered a Third Amended Docket Control Order related to these bellwethers and the remaining Discovery Pool cases.

The court **DIRECTS** the Clerk to file a copy of this order in 2:13-md-2440 and in *Ailey v. Cook Inc., et al.*, 2:13-cv-18888, *Lingo v. Cook Inc., et al.*, 2:13-cv-20359, *Watkins v. Cook Inc., et al.*, 2:13-cv-20370, and *Hovey v. Cook Inc., et al.*, 2:13-cv-18900. In cases subsequently filed in this district after 2:15-cv-00487, a copy of the most recent pretrial order will be provided

by the Clerk to counsel appearing in each new action at the time of filing of the complaint. In cases subsequently removed or transferred to this court, a copy of the most recent pretrial order will be provided by the Clerk to counsel appearing in each new action upon removal or transfer. It shall be the responsibility of the parties to review and abide by all pretrial orders previously entered by the court. The orders may be accessed through the CM/ECF system or the court's website at www.wvsd.uscourts.gov.

ENTER: January 13, 2015



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE