

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

CHARLESTON DIVISION

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

MDL No. 2325

THIS DOCUMENT RELATES TO THE UNRESOLVED CASES IN THE AMS MDL,
MDL 2325, IDENTIFIED ON THE ATTACHED EXHIBITS A, B, and C

PRETRIAL ORDER # 253

(Order Re: Mandatory Settlement Conference for Certain Unresolved Cases)

Pursuant to Pretrial Order # 251, counsel recently provided a joint written report to the court identifying those cases with claims against American Medical Systems, Inc. or Astora Women's Health, LLC (as successor in interest to American Medical Systems, Inc.'s women's health business) (collectively, "AMS")¹ that remain in the AMS MDL despite good faith discussions contemplated in PTO # 251 over the past sixty days. In PTO # 251, I stated that by today, I would enter an order identifying the cases wherein a mandatory settlement conference will be conducted beginning June 4, 2018 "and continuing from day-to-day thereafter." ECF No. 5690, Pretrial Order # 251, p. 2. Upon consideration of the written report submitted to the court and for the convenience of the parties, counsel and the court, it is **ORDERED** that the settlement conferences will be conducted as follows:

¹ AMS includes any incorrect or incomplete spellings of American Medical Systems, Inc. or Astora Women's Health, LLC, as well as any improperly named successors or parent or affiliated companies, including but not limited to Astora Holdings, LLC, Astora Women's Health Holdings, LLC, and Astora Women's Health Holdings, Inc.

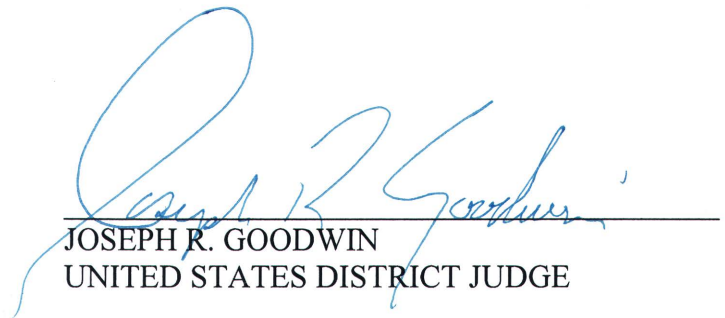
1. For the cases identified on Exhibit A, attached hereto, the court will conduct a mandatory settlement conference in those cases beginning on **June 6, 2018, at 9:00 a.m.** in room 5600B and continuing from day-to-day thereafter.
2. For the cases identified on Exhibit B, attached hereto, the court will conduct a mandatory settlement conference in those cases beginning on **June 7, 2018, at 9:00 a.m.** in room 5600B and continuing from day-to-day thereafter.
3. For the cases identified on Exhibit C, attached hereto, the court will conduct a mandatory settlement conference in those cases beginning on **June 8, 2018, at 9:00 a.m.** in room 5600B and continuing from day-to-day thereafter.

It is further **ORDERED** that (1) individual plaintiffs whose cases are scheduled for a settlement conference shall appear in person for the settlement conference with counsel of record as reflected on the docket sheet for that plaintiff's case; and (2) any plaintiff who fails to comply with this PTO may be subject to a substantial sanction, including dismissal with prejudice. Finally, it is **ORDERED** that if the parties reach a settlement in a case listed on Exhibits A, B or C, submission of an inactive docket order for that case will relieve plaintiff and her counsel from the obligation of attending the mandatory settlement conference.

The Court **DIRECTS** the Clerk to file a copy of this order in 2:12-md-2325 **and in the cases identified on Exhibits A, B and C.** In cases subsequently filed in this district after 2:18-cv-00926, 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 this 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: May 22, 2018



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

Exhibit A
to PTO # 253

Count	Civil Action Number	Case Name
1	2:12-cv-05079	Beavers et al v. American Medical Systems, Inc. et al
2	2:13-cv-33016	Doughty et al v. American Medical Systems, Inc.
3	2:14-cv-22533	Vonderohe et al v. American Medical Systems, Inc.
4	2:14-cv-23532	Bear et al v. American Medical Systems, Inc.
5	2:15-cv-01469	Mitchell et al v. American Medical Systems, Inc.
6	2:15-cv-03867	Fulton et al v. American Medical Systems, Inc.
7	2:14-cv-09686	Jones et al v. American Medical Systems, Inc. et al
8	2:12-cv-00350	Reneau et al v. American Medical Systems, Inc. et al
9	2:12-cv-06260	Copeland-Bowman et al v. American Medical Systems, Inc. et al
10	2:13-cv-07442	Curbeam et al v. American Medical Systems, Inc.
11	2:13-cv-09493	Crosby v. American Medical Systems, Inc.
12	2:13-cv-10975	Ferrer et al v. American Medical Systems, Inc.
13	2:14-cv-04847	Swihart v. American Medical Systems, Inc.
14	2:14-cv-10794	Mitchell v. American Medical Systems, Inc.
15	2:12-cv-00421	Dominguez-Hernandez et al v. American Medical Systems, Inc. et al
16	2:16-cv-02389	Shore v. American Medical Systems, Inc. et al
17	2:15-cv-12913	Scapa et al v. American Medical Systems, Inc.
18	2:13-cv-18501	Valencia v. American Medical Systems, Inc. at al
19	2:13-cv-07234	Bruns et al v. American Medical Systems, Inc.
20	2:14-cv-17922	Spires v. American Medical Systems, Inc. et al
21	2:15-cv-13346	Stahlecker v. American Medical Systems, Inc. et al
22	2:17-cv-03472	Knapp et al v. American Medical Systems, Inc. et al
23	2:17-cv-04486	Rebecca King, Ronald King v. American Medical Systems, Inc.
24	2:12-cv-06784	Hubbard v. American Medical Systems, Inc. et al
25	2:13-cv-07335	Murphy et al v. American Medical Systems, Inc.
26	2:13-cv-15663	Holland v. American Medical Systems, Inc.
27	2:13-cv-15664	Whatley v. American Medical Systems, Inc.
28	2:13-cv-25062	Yera v. American Medical Systems, Inc.
29	2:13-cv-26072	Osborne et al v. American Medical Systems, Inc.
30	2:13-cv-26671	Barker et al v. American Medical Systems, Inc.
31	2:13-cv-27142	Strickland v. American Medical Systems, Inc.
32	2:13-cv-29343	Koontz v. American Medical Systems, Inc.
33	2:13-cv-30688	Wilson v. American Medical Systems, Inc.
34	2:14-cv-00631	Burgess et al v. American Medical Systems, Inc.
35	2:14-cv-06433	Hunt v. American Medical Systems, Inc.
36	2:14-cv-07316	Brossette et al v. American Medical Systems, Inc.
37	2:14-cv-08325	Hamelton v. American Medical Systems, Inc.
38	2:14-cv-13122	McKelvey v. American Medical Systems, Inc.
39	2:14-cv-15923	Pomak v. American Medical Systems, Inc.
40	2:14-cv-16757	Matacchiera et al v. American Medical Systems, Inc.
41	2:14-cv-26080	Nuckols v. American Medical Systems, Inc.

Exhibit A
to PTO # 253

42	2:12-cv-07529	Gomez v. American Medical Systems, Inc.
43	2:13-cv-16379	Jensen v. American Medical Systems, Inc.
44	2:13-cv-16870	Pazos et al v. American Medical Systems, Inc.
45	2:15-cv-12910	Roeder et al v. American Medical Systems, Inc.
46	2:15-cv-13369	Aguero v. American Medical Systems, Inc.
47	2:15-cv-16617	Boneta et al v. American Medical Systems, Inc.
48	2:16-cv-00868	Hines v. American Medical Systems, Inc.
49	2:16-cv-01501	Burkhart-Givens v. American Medical Systems, Inc.
50	2:16-cv-11025	Swintelski et al v. American Medical Systems, Inc.
51	2:16-cv-12266	Puldon v. American Medical Systems, Inc.
52	2:13-cv-18765	Maria Matilde Lopez v. American Medical Systems, Inc.
53	2:14-cv-20034	Malin et al v. American Medical Systems, Inc.
54	2:13-cv-24013	Elsa Lehky
55	2:18-cv-00043	Brenda L. Thompson v. American Medical Systems, Inc.
56	2:18-cv-00066	Stacie Piper v. American Medical Systems, Inc.

Exhibit B
to PTO # 253

Count	Civil Action Number	Case Name
1	2:17-cv-03362	Schmidt v. American Medical Systems, Inc.
2	2:12-cv-05099	Harris et al v. American Medical Systems, Inc.
3	2:16-cv-08026	Morgan v. American Medical Systems, Inc.
4	2:15-cv-11846	Fields et al v. American Medical Systems, Inc.
5	2:17-cv-01129	Baquero v. American Medical Systems, Inc.
6	2:14-cv-29457	Braun et al v. American Medical Systems, Inc. et al
7	2:13-cv-09079	Freire et al v. American Medical Systems, Inc. et al
8	2:12-cv-01926	Klinker et al v. American Medical Systems, Inc. et al
9	2:14-cv-10892	McLean et al v. American Medical Systems, Inc.
10	2:15-cv-08703	Galster et al v. American Medical Systems, Inc.
11	2:13-cv-26480	Pecze et al v. American Medical Systems, Inc. et al
12	2:16-cv-10209	Serna et al v. American Medical Systems, Inc.
13	2:16-cv-08979	Chisholm et al v. American Medical Systems, Inc.
14	2:17-cv-01806	Ortiz v. American Medical Systems, Inc.

Exhibit C
to PTO # 253

Count	Civil Action Number	Case Name
1	2:12-cv-04346	Dattilo et al v. American Medical Systems, Inc.
2	2:13-cv-03829	Wesley v. American Medical Systems, Inc. et al
3	2:13-cv-06570	Tuffner v. American Medical Systems, Inc.
4	2:13-cv-24040	Carter v. American Medical Systems, Inc.
5	2:13-cv-24790	Duckworth et al v. American Medical Systems, Inc.
6	2:13-cv-29780	Jones-Rosa et al v. American Medical Systems, Inc.
7	2:13-cv-30837	Stanfield et al v. American Medical Systems, Inc. et al
8	2:14-cv-01986	Spencer et al v. American Medical Systems, Inc.
9	2:14-cv-27317	Benedetto v. American Medical Systems, Inc.
10	2:14-cv-27928	Mellow v. American Medical Systems, Inc.
11	2:13-cv-24114	Zacks v. American Medical Systems, Inc. et al
12	2:13-cv-24206	Alterio et al v. American Medical Systems, Inc. et al
13	2:13-cv-27088	Esteves et al v. American Medical Systems, Inc. et al
14	2:13-cv-30047	Perez et al v. American Medical Systems, Inc. et al
15	2:13-cv-30479	Martin et al v. American Medical Systems, Inc. et al
16	2:13-cv-30480	Mangini et al v. American Medical Systems, Inc. et al
17	2:18-cv-00067	Nancy Arndt et al v. American Medical Systems, Inc.
18	2:18-cv-00076	Jimena Roman v. American Medical Systems, Inc.
19	2:18-cv-00037	Heard et al. v. American Medical Systems, Inc.