

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

**CHARLESTON DIVISION**

IN RE: BOSTON SCIENTIFIC CORP.,  
PELVIC REPAIR SYSTEM  
PRODUCTS LIABILITY LITIGATION

MDL No. 2326

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THIS DOCUMENT RELATES TO THE FOLLOWING CASES:

Civil Action Nos.     *Eghnayem v. Boston Scientific Corporation*, 2:13-cv-07965 (lead case);  
                          *Dortes v. Boston Scientific Corporation*, 2:13-cv-10077 (member case);  
                          *Nunez, et al. v. Boston Scientific Corporation*, 2:13-cv-24346 (member  
                          case);  
                          *Betancourt v. Boston Scientific Corporation*, 2:14-cv-08802 (member  
                          case).

**PRETRIAL ORDER # 111**

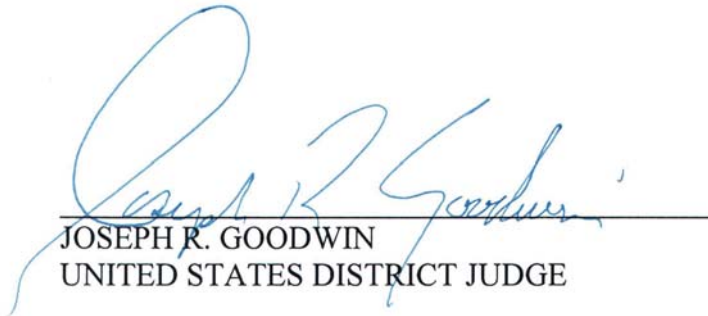
(Order Denying Boston Scientific's Motion to Sever and Conduct Individual Trials)

Pending is Defendant Boston Scientific's Motion to Sever and Conduct Individual Trials, filed August 11, 2014. [Docket 158.] Plaintiffs responded on August 15, 2014. [Docket 165.] I have considered the parties' arguments, and find that Boston Scientific's motion must be denied. In light of the number of cases remaining in this consolidated action (4), I am unpersuaded that the barriers suggested by defendants in a consolidated trial are insurmountable or will result in the prejudice suggested by Boston Scientific. Accordingly, it is **ORDERED** that Defendant Boston Scientific's Motion to Sever and Conduct Individual Trials is **DENIED**.

The court **DIRECTS** the Clerk to file a copy of this order in 2:12-md-2326 and in **2:13-cv-7965** and it shall apply to each member related case previously transferred to, removed to, or filed in this district, which includes counsel in all member cases up to and including civil action number 2:14-cv-24790. In cases subsequently filed in this district, 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.wvsc.uscourts.gov](http://www.wvsc.uscourts.gov).

ENTER: August 18, 2014



JOSEPH R. GOODWIN  
UNITED STATES DISTRICT JUDGE