

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

CHARLESTON DIVISION

IN RE: NEOMEDIC PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION

MDL 2511

THIS DOCUMENT RELATES TO THE CASES
IDENTIFIED BELOW

**PRETRIAL ORDER # 35
(AMENDED Order Setting Show Cause Hearing in Certain Cases)**

It is **ORDERED** that Pretrial Order # 33 (Order Setting Show Cause Hearing in Certain Cases) is **AMENDED** to change the start time of the hearing as set forth below.

By PTO # 32 (Order re: Production of Plaintiff Profile Forms and Case-Specific Information and Documents for Certain Neomedic MDL Plaintiffs), I ordered that eleven plaintiffs whose cases were not settled and either dismissed with or without prejudice or placed on an Inactive Docket Order submit a substantially completed Plaintiff Profile Form and other documents on or before November 23, 2016. I warned that “[a]ny plaintiff who fails to comply with this PTO may be subject to a substantial sanction, including dismissal with prejudice.” Pretrial Order (“PTO”) No. 32, 2:14-md-2511, ECF No.145. I further directed the Special Master to submit a report to the court identifying each plaintiff who did not comply with PTO No. 32, and he did so on November 30, 2016. 2:14-md-2511, ECF No. 161.

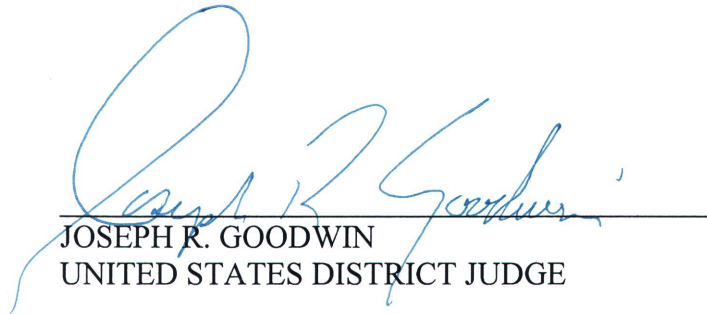
The Special Master reported that (1) three of the eleven cases were removed from the active docket via dismissal or inactive docket order; and (2) one plaintiff produced a PPF. The Special Master further reported that seven remaining plaintiffs did not submit a PPF at all or submitted a substantially incomplete PPF, thereby failing to comply with PTO No. 32:

1. Bond, Angela – MDL 2511 Civil Action No. 2:15-cv-12737
2. Brinson, Edith – MDL 2511 Civil Action No. 2:15-cv-14576
3. Cameron, Beth – MDL 2511 Civil Action No. 2:15-cv-14577
4. Hoover, Cindy and Larry – MDL 2511 Civil Action No. 2:15-cv-14582
5. Worthington, Lori – MDL 2511 Civil Action No. 2:14-cv-10908
6. Bunkley, Carol – MDL 2511 Civil Action No. 2:14-cv-17691
7. Brockington, Tonya Coutts and Carnell L. – MDL 2511 Civil Action No. 2:14-cv-17950

In light of their failure to comply with PTO No. 32, it is **ORDERED** that plaintiffs in the seven cases referenced above and their counsel appear in person on **January 4, 2017** at **9:00 a.m.** to **SHOW CAUSE** why their cases should not be dismissed with prejudice.

The Court **DIRECTS** the Clerk to file a copy of this order in 2:14-md-2511 *and in the seven individual cases cited above*. 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: December 6, 2016



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE