

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

In re: MIRAPEX PRODUCTS LIABILITY LITIGATION) MDL NO. 07-1836 (JMR-FLN)
)
)
This Document Relates to)
)
SHEREE BURD;) CIVIL ACTION NO. 0:09-CV-807 (JMR/FLN)
BRIAN EDWARDS, ET AL.;) CIVIL ACTION NO. 0:10-CV-972 (JMR/FLN)
ROBERT SCHOLLER, ET AL.; and) CIVIL ACTION NO. 0:10-CV-2214 (JMR/FLN)
ALBERTA JANE ANKRUM, ET AL.) CIVIL ACTION NO. 0:10-CV-2251 (JMR/FLN)
)
PLAINTIFFS)
)
v.)
)
BOEHRINGER INGELHEIM)
PHARMACEUTICALS, INC.;)
PFIZER, INC.;) ELECTRONICALLY FILED
PHARMACIA CORPORATION; and)
PHARMACIA & UPJOHN)
COMPANY LLC;)
)
DEFENDANTS)

**MEMORANDUM IN RESPONSE TO SHOW CAUSE ORDER
FOR SUGGESTION OF REMAND**

Come now Plaintiffs Sheree Burd, Brian Edwards, et al., Robert Scholler, et al., and Alberta Jane Ankrum, et al., by counsel, and for their memorandum in response to the Show Cause Order state as follows:

As Counsel for between 50-60 of the Mirapex Plaintiffs (including a small number of unfiled actions), we believe that the current process established by the MDL is useful and will be extremely helpful to get these remaining cases settled. At this time, only one of the Mirapex Plaintiffs represented by the undersigned (Burd) has gone through the

established system for attempting settlement and a settlement conference prior to litigation. Although unsuccessful, we remain optimistic that other cases can be successfully resolved through that process.

In order to help facilitate the process, we have recently approached the defendants to open a dialogue about and are hopeful of working with them on an efficient and standardized system for evaluating and valuing these claims. In any event, we remain very aggressive in retrieving and analyzing financial documents to present the to defendants along with demands for settlement.

In short, we have already invested much time, effort and expense to participate in the established process and a change in the process at this point would be unfair and prejudicial to all parties. We are hopeful that the vast majority of these claims can be presented for settlement within the next 6-9 months, beginning in the next few weeks and presented on a rolling basis thereafter. We would respectfully request that the MDL process remain available for at least that time period and reconsideration of whether to close the MDL and remand cases could be done after a bulk of these cases go through the established process.

WHEREFORE, the Plaintiffs respectfully request the Court to not issue a Suggestion of Remand to the Panel recommending that the remaining cases be remanded by the Panel to their respective transferor District Courts.

Respectfully submitted,

BAHE COOK CANTLEY & JONES PLC

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