

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

Case No. 1:08-MD-01928-MIDDLEBROOKS/JOHNSON

**IN RE TRASYLOL PRODUCTS
LIABILITY LITIGATION – MDL-1928**

THIS DOCUMENT RELATES TO:

See Exhibit A

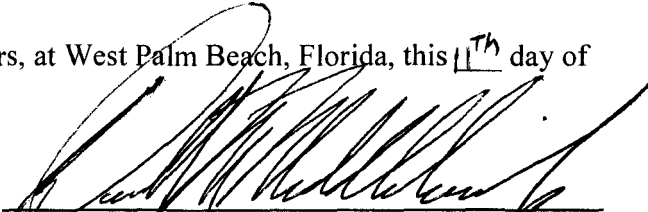
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ORDER TO SHOW CAUSE

Pretrial Order (“PTO”) No. 28 requires all personal injury plaintiffs to serve upon Defendants an Initial Report or a medical expert report pursuant to Federal Rule of Civil Procedure 26(a)(2), along with relevant medical records specified in PTO 28. PTO 28 further provides, in § III, that Defendants may advise the Court of plaintiffs from whom no such submissions have been received by the deadline established in § II. The Court will dismiss such cases if the discovery deficiencies are not promptly cured. In accordance with PTO 28, on April 26, 2011, Defendants submitted a Dismissal List, which is attached to this Order as Exhibit A.

IT IS THEREFORE ORDERED that unless a plaintiff listed on the attached Dismissal List, within ten (10) days of entry of this Order, either (1) serves all relevant medical records as defined in § I C of PTO 28, or (2) responds to this Order to Show Cause, the Court will dismiss his or her case. After the expiration of this ten (10) day period, Defendants shall submit proposed orders dismissing with prejudice any plaintiff on the attached Dismissal List who has not complied with this Order.

DONE AND ORDERED in Chambers, at West Palm Beach, Florida, this 11th day of
MAY 2011.



DONALD M. MIDDLEBROOKS
UNITED STATES DISTRICT JUDGE

Exhibit A

Initial Reports: List of Deficient Plaintiffs

Cases Where a Bayer Entity Has Been Served, and Plaintiff's Report Fails to Include All Required Medical Records Documentation (§ I C)

No.	Plaintiff Name	Case No.	Counsel
1.	Muchow, Eileen	9:09-cv-80380	David P. Matthews
2.	Sommer, Russell	9:09-cv-80380	Email: dmatthews@thematthews-lawfirm.com
3.	Hutchison, Ronald James	9:09-cv-80381	Julie L. Rhoades
4.	Reinstadler, Kenneth C.	9:09-cv-80381	Email: jrhoades@thematthewslaw-firm.com Rachal Rojas Email: rrojas@thematthewslaw-firm.com Matthews & Associates 2905 Sackett Houston, TX 77098 Telephone: 713-222-8080 Facsimile: 713-535-7184

Cases Where No Bayer Entity Has Been Served, and Plaintiff's Report Fails to Include All Required Medical Records Documentation (§ I C)

No.	Plaintiff Name	Case No.	Counsel
1.	Wynn, John V.	9:09-cv-80389	Christopher R. LoPalo Email: clopalo@nbrlawfirm.com Napoli Bern Ripka LLP 3500 Sunrise Highway, Suite T-207 Great River, NY 11739 Telephone: 631-224-1133 Facsimile: 631-224-4774
2.	Harper, Charlotte	9:09-cv-81484	Terry W. West Email: terry@thewestlawfirm.com Bradley C. West Email: brad@thewestlawfirm.com Gregg W. Luther Email: gregg@thewestlawfirm.com The West Law Firm 124 W. Highland, P.O. Box 698 Shawnee, OK 74802 Telephone: 405-275-0040 Facsimile: 405-275-0052

General Information

Court	United States District Court for the Southern District of Florida; United States District Court for the Southern District of Florida
Federal Nature of Suit	Personal Injury - Product Liability[365]
Docket Number	1:08-md-01928
Status	CLOSED