



brought before the Court a Joint Petition to Distribute the Charitable Fund, which the Court granted on the same day. [Rec. Doc. 4406, 10/26/11]. Defendants have coordinated the release of the money, \$8,317,416.31 (U.S. Dollars) from Deutsche Bank to Louisiana Health Public Initiative (LPHI).

On December 15, 2011, the Court issued an Order [Rec. Doc. 4425] on the Joint Motion and Order for Partial Disbursement of Settlement Funds to Defendant Johnson & Johnson granting the motion and disbursing \$40,000,000.00 out of the Settlement Fund in MDL I and \$5,000,000.00 out of the Settlement Fund in MDL II to Defendant Johnson & Johnson, and further ordered that if the Court at a later date determines that the Settlement Funds in the MDL I and/or MDL II are insufficient and additional funds are needed to satisfy any remaining claims, Johnson & Johnson shall return and replenish the settlement funds.

### **III. Attorneys' Fees Issues**

The PSC will be filing a motion and the Court will address the attorney fees issue at a later date.

### **IV. Motions to Dismiss**

Over 4200 plaintiffs have been dismissed and terminated from the Court's docket. Recently, Defendants have filed numerous Motions to Dismiss and Stipulations of Dismissals, covering approximately 1100 plaintiffs in the following categories: claims which have been processed and paid; claims which were ineligible for payment; plaintiffs who failed to prosecute their claims; claims which did not qualify for the Resolution Programs; and/or plaintiffs who did not enroll in the Resolution Programs. Additional Motions and Stipulations of Dismissal have been prepared by the Defendants covering several hundred additional plaintiffs. These additional motions and stipulations are being reviewed by the Special Master and individual

plaintiffs' counsel and should be filed shortly. Once these additional motions and stipulations are filed, only a few hundred plaintiffs will remain on the Court's docket. The goal of undersigned counsel and the Special Master is to have all the remaining claims processed and dismissed as soon as possible, and the parties and the Special Master are working diligently toward that goal. The parties will be prepared to discuss this further at the March 8, 2012 Status Conference.

Respectfully submitted,

/s/ Brian P. Quirk

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**CERTIFICATE OF SERVICE**

I hereby certify that the above and foregoing Joint Report No. 95 of Plaintiffs' and Defendants' Liaison Counsel has been served upon all parties by electronically uploading the same to LexisNexis File & Serve, and that the foregoing was electronically filed with the Clerk of Court of the United States District Court for the Eastern District of Louisiana by using the CM/ECF system which will send a Notice of Electronic Filing on this 6<sup>th</sup> day of March, 2012.

*/s/Brian P. Quirk* \_\_\_\_\_

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

<b>IN RE: PROPULSID</b>	:	<b>MDL NO. 1335</b>
<b>PRODUCTS LIABILITY LITIGATION</b>	:	<b>SECTION: L</b>
	:	
	:	<b>JUDGE FALLON</b>
	:	<b>MAG. WELLS ROBY</b>
<b>THIS DOCUMENT RELATES TO</b>	:	
<b>ALL CASES</b>	:	
	:	
.....		

**Monthly Status Conference  
March 8, 2012  
1:30 p.m.**

**AGENDA**

**Current Matters:**

1. MDL Resolution Programs I and II
2. Distribution of MDL Settlement Funds
3. Attorney's Fees Issues
4. Motions to Dismiss