

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

In re:	§	MDL Docket No. 4:03CV1507WRW
	§	
PREMPRO PRODUCTS LIABILITY	§	ALL CASES
LITIGATION	§	
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**PLAINTIFFS' NOTIFICATION TO COURT ON NON-BREAST CANCER
CASES**

RE: PLAINTIFFS' REQUEST FOR A CENSUS FROM DEFENDANTS

At the May 2010 status conference, plaintiffs urged the Court to order defendants to disclose full statistics on the number of non-breast injury cases in the MDL as well as the identities of the firms handling them so the Plaintiffs' Steering Committee (PSC) can appropriately allocate time and cost commitments for working up these cases. At that time, the Court expressed reluctance to order defendants to produce this information until after the PSC attempted to uncover this information on its own. Utilizing contact information for all the attorneys the PSC knows to be working on the litigation (which is by no means all such lawyers), the PSC obtained information on less than two-thirds of the cases.

The PSC reports the following statistics that were gathered from its survey.

1. The Pacer system lists 15,126 individuals as claimants in the MDL. While some of these individuals are spouses or heirs of deceased plaintiffs, the PSC estimates that there are in excess of 12,000 actual plaintiffs.¹ Plaintiffs received responses from 62 law firms who represent 7,982 plaintiffs.

¹ Only the defendants know the exact number of injured women as they alone have access to the confidential Plaintiff Fact Sheets for all MDL women.

2. Of the 7,982 plaintiffs on whom we received data, 93.94% were breast cancer injuries.

3. The non-breast cancer injury statistics were:

Ovarian Cancer: 145 cases (1.82%)

Blood Clot Injuries: 223 cases (2.79%)
(Heart attack, stroke, DVT, pulmonary embolism)

Other: 116 cases (1.45%)
(Lymphoma, auto-immune diseases, dementia etc.)

4. Since several thousand cases are unaccounted for, plaintiffs renew their request for information from the defendants on the injury breakdown of all MDL cases.

Dated: June 11, 2010.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of June 2010, a true and correct copy of the foregoing document was electronically filed with the Clerk of Court using the CM/ECF system, and a true and correct copy was forwarded by e-mail to the following parties:

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