

Exhibit 6

Rachel Abrams

As a managing partner at Levin Simes, LLP, Rachel Abrams specializes in product liability and mass tort cases which generally involve consumer fraud and false advertising of dangerous or defective products. She has been involved in a wide range of product cases, including numerous mass torts and complex class actions. She has worked extensively on pharmaceutical mass tort litigation including, Breast Implant, DES, Fen-Phen, Sulzer-Hip Implants, Medtronic-AneuRx, Guidant-Ancure, Zyprexa, Seroquel, Medtronic-Defibrillators, Guidant-Defibrillators, Avandia, Gadolinium Based Contrast Agents, Reglan, DePuy ASR Hip Implants and numerous other cases involving pharmaceuticals and medical devices. Ms. Abrams actively worked with the Plaintiffs' Steering Committee ("PSC") of the Zyprexa Multi-District Litigation ("MDL"), which was conducted in the Eastern District of New York. Ms. Abrams was the Co-Chair of the Science and Expert Committee for the Zyprexa litigation, working extensively with experts in various fields. Furthermore, Ms. Abrams participated in the settlement negotiations on behalf of over 8,000 individual cases that led to an agreement by Eli Lilly and Company to pay \$700,000,000 to resolve those individual cases. Ms. Abrams served as a Special Attorney General prosecuting claims by the Attorney General of New Mexico for damages incurred by the State of New Mexico for the inappropriate marketing, promotion and sale of Zyprexa.

Rachel Abrams was appointed by U.S. District Judge Cynthia Rufe to the national Avandia litigation (MDL- 1871) Plaintiffs' Steering Committee ("PSC"). The PSC consists of only 12 members nationally.

Ms. Abrams served on the committee for the California State Sulzer Hip Implant litigation and is currently an active member of the Science and Expert Committee for the DePuy ASR Hip Implant litigation, *In re: DePuy Orthopaedics, Inc. ASR Hip Implant Products Liability Litigation* , MDL No. 2197. She also is working in the CA state coordinated DePuy ASR litigation, DePuy ASR Hip System Cases, JCCP 4649. In addition to being actively involved in the Sulzer-Hip Implant and DePuy ASR litigation, Ms. Abrams has extensive experience in orthopedic device litigation, including litigating cases against Johnson & Johnson/DePuy Orthopaedics, Zimmer, and Stryker Howmedica.

On April 17 2012, Chief U.S. District Justice Joseph R. Goodwin appointed Rachel to the Plaintiff's Steering Committee for the coordination of Transvaginal Mesh lawsuits brought by hundreds of women throughout the United States. Lawsuits filed against American Medical Systems, Boston Scientific, and Ethicon/Gynecare (Johnson & Johnson) have been centralized in the U.S. District Court for the Western District of West Virginia. As a member of the Plaintiff's Steering Committee, Rachel will have a key leadership role in speaking for injured women and coordinating pretrial proceedings for Transvaginal mesh lawsuits.

Ms. Abrams has spoken at several seminars and conferences and often lectures in the areas of pharmaceutical/medical device litigation and in particular MDL procedures and litigation.

Education

J.D., University of San Francisco School of Law, 2000

B.A., University of California, Santa Cruz, 1996

Jurisdictions Admitted to Practice

All California State Courts

U.S. District Court, Northern, Eastern and Central Districts of California

U.S. Court of Appeals, Ninth Circuit

Pro hac vice admissions in the numerous states

Vance R. Andrus, Esq.

Partner, Andrus Hood & Wagstaff Denver, Colorado

In 1969, Vance volunteered for the U.S. Army and ultimately attained the rank of First Lieutenant. He is a 1972 graduate of the LSU Law School where he served on the Law Review and as the legal research assistant to Professor George Pugh. Subsequently, Vance served as the law clerk for the Honorable Justice Al Tate of the Louisiana Supreme Court (who subsequently served on the U.S. 5th Circuit Court of Appeals). Thereafter, he worked as a defense lawyer before founding the plaintiff firm today named Andrus Hood & Wagstaff, and has extensive trial experience both as plaintiff and defense counsel.

Presently, Vance serves as National Co-Lead Counsel of the Plaintiffs' Steering Committee (PSC) in "In Re: Avandia Marketing, Sales Practices and Products Liability Litigation", MDL no. 1871. He additionally serves as a PSC member, as well as a member of the PSC executive committee in "In Re: Fosamax Products Liability Litigation", MDL no. 1789. He also serves as a member of the PSC in "In Re: Kugel Mesh Hernia Patch Products Liability Litigation", MDL no. 1842.

Vance received the Alumni Award as the Outstanding Graduate from the University of Southwestern Louisiana in 1969 where he served as the Student Government President of the College of Liberal Arts and a member of Blue Key National Honor Society. At LSU Law School he published articles in the LSU Law Review, co-authored with Justice Tate, in the Tulane Law Review and published in the Louisiana Bar Journal. He has lectured extensively to the Louisiana Association of Defense Counsel, the Louisiana Trial Lawyers Association, and Mealey's National **Mass Tort** Conferences on Baycol, Vioxx, Fen-Phen, Breast Implants, Avandia, Kugel Mesh, Permax and Dostinex. He also twice served as Co-Chair of the national Mealey's Conference on Complex Litigation, and has spoken on mass tort matters for the **Mass Torts** Made Perfect seminar series.

Vance moved to Colorado in 1999 and, in 2001, became a fully certified firefighter and fought forest fires with Elk Creek Fire Department until, at age 60, he decided that it was a young man's game. He also became, at age 54, a certified ski instructor for the Vail Corporation at Breckenridge, CO.

Multi-District Litigation ("MDL") Experience

Vance and his litigation groups have represented clients in the following Multi-District Litigation cases:

IN RE: Silicone Gel Breast Implants Products Liability Litigation, MDL 926

IN RE: Diet Drugs, MDL 1203

IN RE: Sulzer Orthopedics Inc. Hip Prosthesis and Knee Prosthesis Products Liability Litigation, MDL 1401

IN RE: Phenylpropanolamine (PPA) Products Liability Litigation, MDL 1407

IN RE: Baycol Products Liability Litigation, MDL 1431

IN RE: Ephedra Products Liability Litigation, MDL 1598

IN RE: Vioxx Marketing, Sales Practices and Products Liability Litigation, MDL 1657

IN RE: Bextra and Celebrex Marketing, Sales Practices and Products Liability Litigation, MDL 1699

IN RE: Guidant Corp. Implantable Defibrillators Products Liability Litigation, MDL 1708

IN RE: Medtronic, Inc., Implantable Defibrillators Products Liability Litigation, MDL 1726

IN RE: Ortho Evra Products Liability Litigation, MDL 1742

IN RE: Fosamax Products Liability Litigation, MDL 1789

IN RE: Kugel Mesh Hernia Patch Products Liability Litigation, MDL 1842

IN RE: Avandia Marketing, Sales Practices and Products Liability Litigation, MDL 1871

IN RE: **Hydroxycut** Marketing and Sales Practices Litigation, MDL 2087

Presentations

Additionally, Vance has served as a co-chair and/or speaker on numerous national and regional CLE Seminars, particularly with regard to Mass Torts Litigation. Some of these include the following:

Chair, H.B. Litigation Conference, "New Developments in Pharma Litigation", February 23, 2009

Co-Chair, HB Litigation Conferences, National Hydroxycut Litigation Teleconference, May 21, 2009

Co-Chair, Lexis-Nexis National Conference on Avandia, July 13, 2007, Chicago, Illinois

Co-Chair, Mealey's National Vioxx Litigation Conference, June 22, 2005, New Orleans, Louisiana

Co-Chair, Mealey's National Conference, "Vioxx Litigation: The Pros Speak Secrets to Becoming Trial Ready". December 12-13, 2005, Las Vegas, Nevada

Co-Chair, Mealey's National Judges and Lawyers in Complex Litigation Conference, November 8-9, 1999, Miami, Florida

Speaker, Mass Torts Made Perfect, National Conference, "**Wellbutrin** and Aortic Stenosis", October 14, 2010, Las Vegas, Nevada

Speaker, HB Litigation Conferences, "GlaxoSmithKline Defenses to Avandia Cases", June 29, 2010

Speaker, Mass Torts Made Perfect, "Avandia: An Update on the Litigation", October 15-16, 2009 Las

Vegas, Nevada

Speaker, HB Litigation Conferences, National Teleconference: Pharmaceuticals in Litigation, "Avandia Litigation Update", June 24, 2009

Speaker, H.B. Litigation Conference, "Avandia Update", March 4, 2009

Speaker, LTLA Winter Seminar, "Cox2 Inhibitors: What's the Deal?", March 1, 2006, Aspen, Colorado

Speaker, ATLA National Conference, "Vioxx Mock Trial Closing Argument defending Merck on the Science", October 22, 2005, New Orleans, Louisiana

Speaker, Mealey's National Baycol Litigation Conference, "Update on Status of State Court Litigation", June 2-3, 2004, Amelia Island, Florida

Speaker, LSBA 5th Annual Class Action Seminar, "Will Settlement: Survive Notice and Associated Due Process Claims", October, 2004, New Orleans, Louisiana

Speaker, Mealey's National Vioxx Litigation Conference, "Review of Clinical Studies and Adverse Events Reports", November 9, 2004, Pasadena, California

Speaker, National Conference, "Fen-Phen Seminar for Plaintiff Lawyers Only: Strategies for Survival", July 17-18, 2003, San Francisco, California

Speaker, LSBA Class Action Seminar, "Mass Tort/Class Action Trial Plans", October 24, 2003

Speaker, LTLA Winter Seminar, "So You Want to Become a Class Action Lawyer?", Aspen, Colorado, 2000

Speaker, Mass Torts Made Perfect, "Trial Preparation: Baycol", September 13, 2002, Paradise Island, Bahamas

Speaker, LSBA Class Action/Mass Torts Seminar, "National Class Actions and Multi-District Litigation: Parallel Universe vs. Collision Course", October 27, 2000, New Orleans, Louisiana

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: AVANDIA MARKETING, SALES
PRACTICES AND PRODUCTS LIABILITY
LITIGATION**

MDL No. 1871

07-md-01871

**THIS DOCUMENT APPLIES TO:
ALL ACTIONS**

**BIOGRAPHY OF
BRYAN F. AYLSTOCK, ESQ.**

**Provided as an Exhibit to the
MEMORANDUM IN SUPPORT OF
THE AVANDIA FEE AND COST ALLOCATION COMMITTEE'S
PETITION FOR AN AWARD OF ATTORNEYS' FEES**

Mr. Aylstock is currently serving as one of three Coordinating Co-Lead counsel of the recently formed MDL's involving the use of the pelvic repair system products currently pending before the Hon. Joseph R. Goodwin in the Southern District of West Virginia. On July 13, 2012, the United States District Court for the Eastern District of Pennsylvania (hereinafter "the Court") appointed Mr. Aylstock to the Plaintiffs' Steering Committee (PSC), as Multi-District Coordinator (MDC), in *In re: Zoloft (Sertraline Hydrochloride) Products Liability Litigation*, MDL 2342. In the MDC role, Mr. Aylstock is assigned "to provide reports to the Court at status conferences on state and federal court coordination efforts, to facilitate the coordination of discovery efforts in cooperation with Defendants' Lead and Liaison Counsel, and to perform such other duties as the Court may order," as directed by the Court in the July 13, 2012, Order.

In the present litigation, *In re: Avandia Marketing Sales Practices and Products Litigation*, MDL 1871, Mr. Aylstock had the honor of serving the Court on the PSC as co-lead counsel. In that capacity, Mr. Aylstock organized the Avandia PSC and also served as co-chair of the discovery committee and the administrative committee. He also personally conducted many of the key Avandia depositions, including corporate representatives for marketing and the head of regulatory affairs, and handled nearly all of the oral and written arguments relating to various discovery issues that arose before the late Special Master Jerome Shestack. Mr. Aylstock was able to work cordially and cooperatively with all counsel involved, including with his counterparts on the defense side of the case, which ultimately lead to the resolution of approximately 60,000 Avandia cases through the MDL process. Finally, as the Court is well aware, Mr. Aylstock serves on this Court's Advisory Committee for the purpose of assisting the Court in the successful conclusion of the Avandia MDL.

Mr. Aylstock earned a Bachelor of Arts degree from the University of North Florida in 1992 (*magna cum laude*), and graduated number one in his law school section at the University of Florida in May 1995. Following law school, he worked in the Honors Program at the United States Department of Justice in Washington, D.C., where he worked for the Director of the Federal Tort Claims Act Division on such high profile matters as the Ruby Ridge and Waco cases. Subsequently, he served as a judicial clerk for the Honorable Roger Vinson, the former Chief Judge for the United States District Court, Northern District of Florida.

Mr. Aylstock founded his firm in 2001, which is now comprised of 15 attorneys and 70 staff members who have directly handled the claims of more than 10,000 clients over the past 11 years. Mr. Aylstock is presently licensed to practice before all state and federal courts in Florida, having passed the Florida Bar with the highest score in Florida's First Appellate District. He is

also admitted to practice in all Mississippi and Alabama state and federal courts, as well as the United States District Court for the Southern District of Illinois and the United States Court of Appeals for the Eleventh Circuit.

The vast majority of Mr. Aylstock's legal career has been focused on the representation of individuals injured as a result of defective pharmaceutical drugs and medical devices. Because of Mr. Aylstock's experience in complex litigation, he has been uniquely positioned to use those skills to serve his clients and to assist this Court in the coordination of the large numbers of cases that have comprised the Avandia MDL.

Dated: July 27, 2012

Respectfully Submitted,

/s/Bryan F. Aylstock

Bryan Frederick Aylstock

AYLSTOCK WITKIN KREIS & OVERHOLTZ, PLLC

Florida Bar No.: 78263

17 E. Main St., Ste. 200

Pensacola, Florida 32502

Telephone: 850.202.1010

Facsimile: 850.916.7449

baylstock@awkolaw.com

MARC D. GROSSMAN, ESQ. BIOGRAPHY

Marc D. Grossman graduated from The University of Michigan in 1989. In 1993, Mr. Grossman graduated from Brooklyn Law School and Baruch Business School's J.D./M.B.A. program. Soon thereafter Marc was admitted to practice law in the States of New Jersey and New York and in the District Court of New Jersey, the Eastern District of New York and the Southern District of New York. On December 6, 1994 he was admitted to New York Federal Courts. During this time he interned at the Law Department of the United Nations. Mr. Grossman became an Associate and later a Partner in the law firm of Mergel, Tubman & Grossman in New York City. Mr. Grossman is also a Founding Partner and Member of Sanders and Grossman P.C., and Baker Sanders Barshay Grossman Fass Muhlstock & Neuwirth, LLC, respectively, and a Senior Partner and Member at Sanders, Sanders, Block, Woycik, Viener & Grossman, P.C. and Sanders Viener Grossman, LLP.

Since beginning his law career in 1993, Mr. Grossman founded several law firms focusing primarily on representing large groups of plaintiffs against common defendants. After six years of practicing plaintiff's personal injury in State and Federal Courts in New York and New Jersey, Mr. Grossman founded the law firm of Sanders and Grossman, P.C. in 1999. This firm, and its successors, grew under his leadership. Mr. Grossman's law firms now represent thousands of clients and employ over forty attorneys and one hundred support staff. Mr. Grossman garnered the attention of the insurance industry and the medical profession in New York by filing over 100,000 individual lawsuits, eventually leading to a series of mass settlements on behalf of his clients and recoveries in excess of one-hundred million dollars. The unique experience Mr. Grossman has garnered as an innovator and leader in the mass settlement of claims makes him a valuable addition to any Steering Committee.

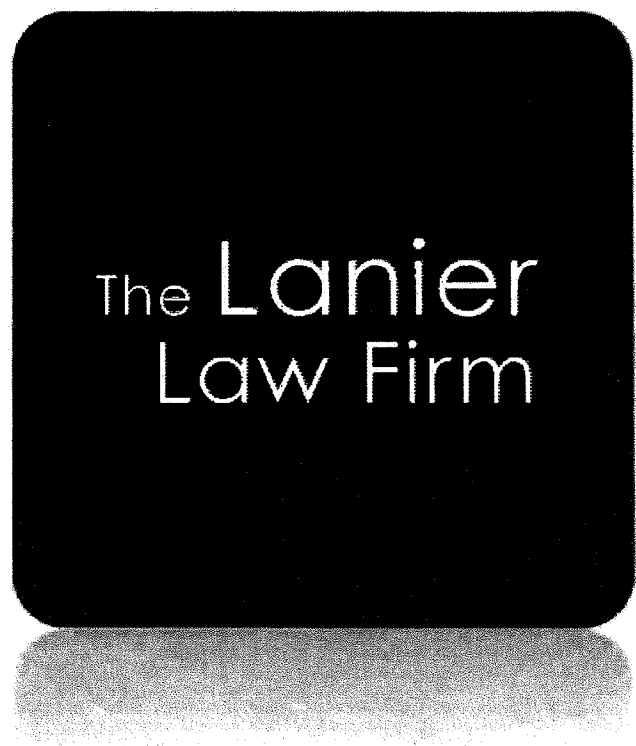
Mr. Grossman's Law Firms also represent thousands of personal injury clients and many of his firm's attorneys are experienced trial attorneys who have tried many cases to verdict. Most recently, Mr. Grossman was appointed to the Plaintiff's Executive Committee in the Eastern District of New York for MDL 2331, In re Propecia (Finasteride) Product Liability Litigation. Mr. Grossman has represented hundreds of clients in mass torts, lead paint litigations, asbestos litigations and victims of defective drugs and products. His firm represented approximately three-hundred Vioxx victims in New Jersey, six-hundred Avandia victims, in the State of Pennsylvania (MDL-1699), approximately four-hundred OxyContin victims in the State of New York (In Re Oxycontin II), and two-hundred Bextra/Celebrex victims in New Jersey and California (In Re: New York Bextra and Celebrex Litigation in Supreme Court, New York County; MDL-1699, In Re: Bextra And Celebrex Marketing Sales Practices). Mr. Grossman's firm was or currently is involved in other large groups of plaintiffs in the following matters:

- MDL-1708, In Re Guidant Corp. Implantable Defibrillators Products Liability Litigation in Minnesota;
- MDL-1742, In Re Ortho Evra Products Liability Litigation in Ohio;
- Fosamax Litigation in Superior Court of the State of New Jersey, Hunterdon County;
- MDL-1789, In Re Fosamax Products Liability Litigation in New York;
- MDL-1804, In Re Stand 'N Seal, Products Liability Litigation where Mr. Grossman's Firm serves on the PSC.

- MDL-2096, Zicam Cold and Remedy Sales Practices Litigation where Mr. Grossman served on the PSC; and
- MDL-1842, In re Kugel Mesh Hernia Patch Products Liability Litigation
- MDL- In Re Depuy Pinnacle Products Liability Litigation
- MDL- 1905 IN RE: Medtronic, Inc., Sprint Fidelis Leads Products Liability Litigation
- Crestor Litigation in California

Mr. Grossman is well known to counsel litigating their Vioxx, Levaquin and Fosamax cases in New Jersey as his firm has attended almost every Case Management Conference and almost every trial. He works extremely well with groups of attorneys. He personally served as a liaison to the media as a member and on behalf the Vioxx PSC's Public Relations Committee, and as a liaison for the Committee to many financial institutions and governmental agencies, offering a common voice for the hundreds of attorneys handling such cases and the tens of thousands of victims they represent. In 2009, Mr. Grossman was admitted to Eastern District of Pennsylvania to continue the fight against pharmaceutical companies as he served on the Avandia PSC specifically on the Discovery and Sales and Marketing teams, developing over twenty bellwether cases, supervising over 50 depositions., drafting pleadings and memos on Consumer Refund and TPP Class Actions, leading Third Party Discovery and document review, as well as arguing Discovery-related issues and motions before the Court and the Special Master. Along with co-counsel Paul J. Sizemore, Mr. Grossman tried the first Fosamax bellwether trial in Atlantic County, *Rosenberg v. Merck*, Marc's Firm is co-lead in the NY Chantix Coordination, the New Jersey Reglan Coordination, and are co-liaison counsel in the New Jersey Propecia litigation. Additionally, he and members of his firm hold PSC positions in the following: In Re Chantix, In Re Zimmer Knee, In Re Fosamax Femur, In Re Transvaginal Mesh, the New Jersey State Court Coordination of Levaquin.

In December 2010, Mr. Grossman was nominated to join both The Board of Directors of the New York State Trial Lawyers Association and the Executive Committee of ATLA. Mr. Grossman is also a member of the Mass Tort Trial Lawyers Association and the Leaders Forum of the American Association of Justice. He has also become well known as a speaker and host of educational seminars designed to educate victims, the medical community and other attorneys. Mr. Grossman has also appeared in numerous local and national forums and in the media as a legal commentator and advocate of victims' rights against corporate greed in America.



W. Mark Lanier

Founder

W. Mark Lanier founded The Lanier Law Firm in 1990. Since then, Lanier has earned widespread recognition as one of the top trial lawyers in the United States. His work for clients across the country is supported by firm offices in Houston, New York, Los Angeles and Palo Alto, California.

His peers and the media consistently recognize Lanier among the country's leading legal minds. In its coverage of Lanier's stunning verdict in the nation's first Vioxx trial *Ernst v. Merck*, *The New York Times* described him as "one of the top civil trial lawyers in America..." Under his Leadership, *U.S. News and World Report* named The Lanier Law Firm to its list of *Best Law Firms* and *Best Lawyers* has named Mark Lanier as the *2012 Top Class Action Attorney*. *The National Law Journal* has twice named him one of the nation's *Top 10 Trial Attorneys*, as well as naming Lanier as one of the *100 Most Influential Lawyers in America*. In 2010, *The National Law Journal* named Mark as one of the most *Influential Attorneys of the Decade*. He has earned similar honors from other publications, including being named to *The Trial Lawyer Magazine's America's 100 Most Influential Trial Lawyers of 2011*.

In addition to national recognition, Lanier also has earned accolades from his peers in Texas. In a state wide attorney survey published in *Texas Monthly* magazine, Lanier has earned selection to the "*Texas Super Lawyers*" list in 2003 through 2011. In 2002, *Texas Lawyer* newspaper named Lanier as one of the *Top 5 "Go To" Personal Injury Plaintiff Attorneys in Texas*. The Same publication named Lanier as its *2005 "Impact Player of the Year"* and later recognized him as the *Top Personal Injury Lawyer in Texas in 2007*. Most recently they named Mark as one of the *Top 25 Attorneys of the Past Quarter Century*.

What the news clips can't measure or define is Mr. Lanier's commitment to and passion for his clients. Often motivated by injustice and by a sense of fair play, Mr. Lanier has sought to even the score whether his client is an individual or a large corporation.

Lanier's courtroom work has resulted in feature articles in The Wall Street Journal, The New York Times, The American Lawyer, The National Law Journal, Los Angeles Times, The Boston Globe, Bloomberg, New York Lawyer, Texas Lawyer, and Houston Chronicle among others. He also is a frequent guest on news shows such as CNBC's "Squawk Box" and Fox News' "Your World with Neil Cavuto". He also is a regular Co-Host and contributor to Fox Business News' highly rated "Varney and Company" with Stuart Varney.

Mr. Lanier has significant courtroom experience and has negotiated numerous significant settlements for his clients across the United States, including:

- Mr. Lanier successfully represented numerous individuals in the VIOXX, the prescription pain-relief medication that was pulled from the market after being linked to heart attacks and strokes. He set the tone for the case, nationally, when his client was awarded \$253 million.
- A settlement for Retractable Technologies, a syringe manufacturer, in an antitrust case against industry giant Becton Dickinson and Company, the world's largest manufacturer of medical syringes and needles.
- A \$188.3 million verdict on behalf of 21 asbestos victims in February 1998, considered one of the largest asbestos verdicts in U.S. history.
- In 1993, a \$473 million verdict for a small oil company in a business fraud case against one of the nation's largest oil providers.
- A settlement with a U.S. distributor of dangerous products imported from China.
- Mr. Lanier has obtained favorable verdicts in cases ranging from train collisions, physician malpractice, defective products, commercial disputes, toxic products, water contamination as well as in representing Southern Methodist University in a land dispute regarding The George W. Bush Presidential Center and Library.

The Texas Board of Legal Specialization certifies Mr. Lanier as a personal injury trial specialist. He is licensed to practice in all Texas State and federal courts, as well as the U.S. Supreme Court. Mr. Lanier is also licensed to practice law in New York State. The Lanier Law Firm represents clients from all over the world in courtrooms across the United States. Mr. Lanier frequently instructs other attorneys about his trial techniques and how to try better cases in seminars held across the nation. Mr. Lanier is solicited often to be the featured lecturer at many of the nation's top law schools including Harvard, Stanford, Pepperdine University, University of Chicago and Texas Tech University.

Mr. Lanier is enthusiastically involved in government and community activities outside the practice of law. Chairmen, presidents, and senior executives often call on Mr. Lanier from major American corporations and universities for his respected business views on national and international issues. In 2011, Mr. Lanier was also bestowed the distinguished Ambassador of Peace award by the Guatemalan government.

A strong supporter of his alma mater, Mr. Lanier earned his law degree from Texas Tech University School of Law in 1984. He remains active at Texas Tech by serving on the Law School's Foundation Board. Mr. Lanier was selected as the Texas Tech University School of Law Distinguished Alumnus for 2005. He is the founder of the Christian Trial Lawyers Association, a non-profit organization whose goal is to create a network of principled attorneys to minister to others through civic-minded endeavours.

Mr. Lanier is the founder of the Lanier Theological Library (www.LanierTheologicalLibrary.org), one of the nation's largest private theological collections. Also, Mr. Lanier teaches a weekly, 750-plus-member Sunday school class focusing on Biblical Literacy at Champion Forest Baptist Church. He serves on the boards of the American Schools of Oriental Research (ASOR) and the Albright Institute.

Mr. Lanier is the father of five wonderful children and lives in Houston with his wife, Becky.

**DAVID P. MATTHEWS' AND MATTHEWS & ASSOCIATES FIRM
RESUME FOR AVANDIA MDL COMMON BENEFITS**

I am the founder and named partner of Matthews & Associates in Houston, Texas. I have been practicing law for over 24 years. During the Avandia litigation, Matthews & Associates employed over 10 attorneys and 70 staff, including doctors, nurses, paralegals, law clerks, investigators, and IT support personnel. We represented over 1,400 Avandia clients from across the country.

I have represented thousands of clients in pharmaceutical products liability and medical device MDLs and have served in various leadership capacities and committees in those MDLs, including being a member of the Trasyolol PSC, the Zyprexa PSC, the Texas State Vioxx MDL PSC, where I was also appointed to create and maintain the State Depository of Records produced by that pharmaceutical defendant and other records, and the Science Committee of the Vioxx federal MDL. I have taken an active role in the Guidant, Medtronic, and DePuy litigations and have also been an active participant in the plaintiffs' counsel group in the Reglan litigation, where there is no MDL or formal steering committee. I am presently on the PSCs for each of the four Transvaginal Mesh Multi-District Litigations pending in West Virginia. Through all these efforts, I have become familiar with the duties and responsibilities of counsel in complex litigation and mass torts and have gained a thorough understanding of the Manual for Complex Litigation.

I previously handled the largest Rezulin docket in the country. In handling the Rezulin docket, I hired multiple experts, including epidemiologists, pharmacologists, hepatologists, cardiologists, ethics experts, and others essential to building a solid case. I likewise retained a solid consortium of experts in the Fen-Phen, Vioxx, Trasyolol, Reglan, Guidant, Medtronic, and other pharmaceutical and device litigation. All of these experts and other previous contacts were available to help build a proper prosecution and settlement in the Avandia Litigation.

I am currently admitted to practice before all state courts in New York, Pennsylvania, Mississippi, and Texas, where I am Board Certified in Personal Injury Trial Law. I am also admitted to practice in all United States District Courts in Texas, the Southern District of Mississippi, and the Southern District of New York. I am a Martindale-Hubbe A-V rated attorney, a member of the American Board of Trial Advocates, American Association for Justice, Texas Trial Lawyers Association, Houston Trial Lawyers Association, and Pennsylvania Trial Lawyers Association, and have tried more than 120 cases to verdict. I am also a guest lecturer at Rice University where I give an annual lecture on drug design and FDA regulation.

I was previously a partner at the firm of Abraham, Watkins, Nichols, Sorrels, Matthews & Friend for twelve years, where I headed the Mass Tort litigation department. I left that partnership to form the firm of Matthews & Associates in January 2007. I brought to my new firm my entire pharmaceutical litigation staff. Over the last ten plus years, I have developed a sophisticated mass torts department that is well recognized across the country.

Most recently, my firm has represented to successful conclusion over 1900 Vioxx clients in lawsuits filed including 300 in the Texas MDL, 100 in the Superior Court of New Jersey MDL, and 1500 in the Federal MDL, 1500 Avandia clients, 3800 Seroquel clients, 250 Guidant clients, and 300

Medtronic Sprint Fidelis lead clients. Matthews & Associates has distinguished itself as particularly well-suited for helping clients involved in pharmaceutical and medical device mass tort cases, having represented thousands of clients with claims including Fen-Phen, Rezulin, PPA, OxyContin, Vioxx, Celebrex, Bextra, Zyprexa, Gadolinium, Seroquel, Fosamax, Trasylol, and Yaz/Yasmin products liability litigation.

Attached are resumes for the other attorneys and paralegal for whom time was submitted in connection with the Avandia Litigation.

A handwritten signature in blue ink, reading "David P. Matthews", written over a horizontal line.

David P. Matthews

MATTHEWS & ASSOCIATES

2905 Sackett

Houston, TX 77098

Telephone (713) 522-5250

Facsimile (713) 535-7184

dmatthews@thematthewslawfirm.com

DAVID P. MATTHEWS'
MDL CASES

- MDL 1203: In Re: Diet Drugs Products Liability Litigation
- MDL 1348: In Re: Rezulin Products Liability Litigation
- MDL 1355: In Re: Propulsid Products Liability Litigation
- MDL 1401: In Re: Sulzer Hips Prosthesis and Knee Prosthesis Products Liability Litigation
- MDL 1407: In Re: Phenylpropanolamine (PPA) Products Liability Litigation
- MDL 1431: In Re: Baycol Products Liability Litigation
- MDL 1477: In Re: Serzone Products Liability Litigation
- MDL 1481: In Re: Meridia Products Liability Litigation
- MDL 1507: In Re: Prempro Products Liability Litigation
- MDL 1596: In Re: Zyprexa Products Liability Litigation
- MDL 1598: In Re: Ephedra Products Liability Litigation
- MDL 1657: In Re: Vioxx® Marketing, Sales Practices and Products Liability Litigation
- MDL 1699: In Re: Bextra and Celebrex Marketing, Sales Practices and Products Liability Litigation
- MDL 1708: In Re: Guidant Corp. Implantable Defibrillators Products Liability Litigation
- MDL 1724: In Re: Viagra Products Liability Litigation
- MDL 1726: In Re: Medtronic, Inc. Implantable Defibrillators Products Liability Litigation
- MDL 1742: In Re: Ortho Evra Products Liability Litigation
- MDL 1769: In Re: Seroquel Products Liability Litigation
- MDL 1789: In Re: Fosamax Products Liability Litigation
- MDL 1871: In Re: Avandia Marketing, Sales Practices and Products Liability Litigation
- MDL 1909: In Re: Gadolinium Contrast Dyes Products Liability Litigation
- MDL 1928: In Re: Trasylol Products Liability Litigation
- MDL 2100: In Re: Yasmin and YAZ (Drospirenone) Marketing, Sales Practices and Products Liability Litigation
- MDL 2197: In Re: ASR Depuy Hip Products Liability Litigation
- MDL 2244: In Re: Pinnacle Depuy Hip Products Liability Litigation
- MDL 2272: In Re: Zimmer Knee Products Liability Litigation
- MDL 2187: In Re: C.R. Bard, Inc
- MDL 2325: In Re: American Medical Systems, Inc.
- MDL 2326: In Re: Boston Scientific Corp.
- MDL 2327: In Re: Ethicon, Inc.

Short Form Vitae of

SHANNON MEDLEY

Sill Law Group, PLLC (formerly Sill Medley PLLC)

Shannon Medley graduated *magna cum laude* and Phi Beta Kappa with a Bachelor of Science from Texas Christian University in 1994. Her undergraduate work included volunteer service with the American Civil Liberties Union. Ms. Medley is a 1997 graduate of the Southern Methodist University School of Law, where she was elected to Phi Delta Phi.

For over a decade Ms. Medley devoted her practice to representing plaintiffs in mass tort litigation. During that time period, Ms. Medley was responsible for client recoveries reaching well into nine figures, and Ms. Medley's firm was trial counsel, as well as appellant counsel, in the following published opinions clarifying product liability law:

Johnson v. Ford Motor Co., 45 P.3d 86 (Okla. 2000), in which the Oklahoma Supreme Court upheld \$5,000,000 jury verdict, clarifying Oklahoma law on expert testimony and enhancement of injury.

Hagy v. American Honda Motor Co., 125 F. Supp. 2d, 456 (W.D. Okla. 2002), clarifying diversity jurisdiction in products liability.

Ms. Medley is a former member of American Inns of Court, College of the State Bar of Texas, and Advisory Board to the Oklahoma Trial Lawyers Association. In 2003, Ms. Medley co-founded the litigation firm of Sill & Medley, now known as Sill Law Group, PLLC. She remains Of Counsel to the firm.

Sill Law Group focuses its practice on pharmaceutical and medical device mass tort, catastrophic injury, and class action litigation. The firm's attorneys are frequent lecturers on dangerous drug cases, with recent continuing legal education engagements including programs on Actos, Topamax, Avandia, and preemption in generic pharmaceutical cases.

Ms. Medley successfully lead the litigation in *Cafky vs. Bayer, et. al*, C-2001-713, District Court of Pottawatomie County Oklahoma, (2001), *cert denied*, Oklahoma Supreme Court No. IN- 98111 (2003) in which the firm was co-class counsel. In the Cafky case, certification of personal injury (claims against Bayer on behalf of patients suffering rhabdomyolysis.) was affirmed on appeal, a rarity in jurisprudence.

Members of Sill Law Group have been recently appointed to the Executive Committee (of the Plaintiffs' Steering Committee) for MDL 2266, *In Re: Darvon, Darvocet, and Propoxyphene Products Liability Litigation*, and the Plaintiffs' Steering Committee for MDL 2331, *In Re: Propecia (Finasteride) Products Liability Litigation*. Sill Law Group was also selected to be co-lead counsel for the Bank of Oklahoma cases in MDL 2036, *In Re: Checking Account Overdraft Litigation*. With a history of leadership in consolidated litigations, Sill Law Group serves as class counsel in a number of cases around the nation. For example, in the Central District of California, Sill Law Group is seeking approval of a national settlement on behalf of direct purchasers of Botox.

Sill Law Group led the last successful (from a plaintiff's perspective) Fen Phen case tried to a verdict in Bergen County, New Jersey. Formerly serving as lead counsel in the Oklahoma Diet Drug Litigation, Sill Law Group maintained one of the largest remaining PPH dockets in the nation over the last several years.

Other recent cases include the Las Vegas Hepatitis litigation, Trasylol litigation and aircrash at Antlers, Oklahoma. In addition to serving on the Plaintiffs' Steering Committee for MDL 1871, *In re: Avandia Sales Marketing and Product Liability Litigation*, Sill Law Group acted as lead counsel for the Avandia litigation in the Cherokee Nation, Muskogee Creek Nation, and Chickasaw Nation Tribal Courts.

Attorneys from Sill Law Group serve on the Board of Governors for the American Association for Justice, as State Delegate to the American Association for Justice, and on the Board of Directors for the Oklahoma Association for Justice.

Prior to the formation of Sill Law Group, the firm's co-founders practiced as partners in the leading Oklahoma firm of Henry West Sill & Combs, which produced an Oklahoma Supreme Court Justice, Tenth Circuit Court of Appeals Justice, and Governor of Oklahoma.

Sill Law Group currently employs a diverse team of attorneys including a former scientist with a PhD in Chemistry and years of biomedical research experience, focusing on the study of diabetes medications. The firm's practice is based near Oklahoma City, Oklahoma, with additional staff in California, and attorneys licensed also to practice in Colorado, Texas, and numerous federal courts.

THE MILLER FIRM, LLC BIOGRAPHY

The Miller Firm, LLC, is an eleven lawyer firm, based in Orange, Virginia, with extensive experience in product liability and pharmaceutical litigation. The Miller Firm has attorneys licensed in Virginia, Delaware, Pennsylvania, the District of Columbia, Maryland, Montana, New Jersey, Florida, Mississippi and Illinois.

Michael J. Miller, the senior partner of the firm, has been in the private practice of plaintiff's personal injury law since 1979. Since 1985, his practice has dealt primarily with medical negligence and pharmaceutical litigation. In the early 90's, Mr. Miller was involved in L-Tryptophan litigation. By 1995, his practice was largely focused in the area of HMO litigation and product liability litigation. Mr. Miller entered Fen-Phen litigation in September of 1997. Mr. Miller's practice has focused mainly on the field of product/pharmaceutical litigation since 1998. In addition, to pharmaceutical litigation, Mr. Miller has been lead trial counsel in numerous seven figure medical malpractice verdicts. Mr. Miller was lead counsel in a single plaintiff product liability construction claim which resulted in an 8.5 million dollar settlement after four days of trial in a conservative Virginia county.

Since 1997, The Miller Firm, LLC, has successfully handled, as lead counsel, over five thousand, six hundred cases in the diet drug litigation. Mr. Miller was lead counsel in seven jury trials in diet drug litigation. In the difficult environment of "Fen-Phen II," with reverse bifurcation of trials and a bar to recovery of punitive damages, Mr. Miller received the only seven-figure verdict for a diet drug heart valve plaintiff in the 2001-2005 timeframe. During the discovery phase of diet drug litigation, Mr. Miller conducted the two day deposition of Arthur Weyman, MD, the head of Wyeth Pharmaceutical's "science committee." Mr. Miller successfully obtained the concession from Dr. Weyman that there was an association between Fenfluramine usage and mitral valve disease.

The Miller Firm, LLC, has successfully represented over one thousand seven hundred clients in the Avandia litigation and as a member of the Plaintiffs' Steering Committee, served as Co-chair of Discovery. Mr. Miller handled the depositions of several major executives of GlaxoSmithKline, developed several general liability experts, and successfully petitioned the FDA to allow a key witness to testify at deposition. The Miller Firm's efforts were essential in advancing discovery and developing the science necessary to leverage an early settlement of these cases. Mr. Miller also successfully settled the first defense pick set for trial in the Philadelphia Court of Common Pleas.

Mr. Miller was on the Petitioners' Steering Committee for the Vaccine Court Thimerosal vaccine litigation; the Plaintiffs' Steering Committee before the Honorable Jack Weinstein in the Zyprexa litigation, MDL 1596; the Plaintiffs' Steering Committee in the Vioxx litigation before the Honorable Paul Magnuson, MDL 1657; the Plaintiffs' Steering Committee in the consolidated Byetta cases in California; and is currently on the Plaintiffs' Steering Committee before the Honorable Judge Goodwin in the Pelvic Repair System Products Liability Litigation, MDL 2325. Mr. Miller is also taking a lead role in pursuing the Actos litigation in various state courts including New Mexico, Nevada, Maryland, and Indiana. Additionally, Mr. Miller has

served as the Special Assistant Attorney General for the State of Montana concerning litigation which they have brought in the pharmaceutical arena.

Mr. Miller has participated in the ATLA leaders forum and is a former member of the Board of Governor's of the Virginia Trial Lawyers Association. Mr. Miller is an invited lecturer for the Association of Trial Lawyers of America, VTLA, Arkansas TLA, Mississippi TLA, Mealey's and Lexis/Nexis. Mr. Miller's lectures have covered the topics of Trial Advocacy, Evidence, Pharmaceutical Litigation and Medical Liability.

Attorney Peter Miller, a former fighter pilot, served on the Plaintiffs' Steering Committee in the Digitek litigation, MDL 1968 as the Chair of document review, and conducted numerous depositions of key company witnesses. Attorney David Dickens is currently a member of the Plaintiffs' Steering Committee for the Fosomax femur fracture litigation, MDL 2243.

Benedict P. Morelli

Benedict P. Morelli is admitted to the New York State Bar, The United States Supreme Court and United States District Courts, Southern, Eastern, Western, and Northern Districts of New York.

He is the founding partner of Morelli Ratner PC.

From 1981 through the present, BPM has received numerous multi-million dollar verdicts. In 1995, his \$40 million verdict was featured in the National Law Journal as one of the "Top Ten Verdicts" in the U.S.

Mr. Morelli has represented individual plaintiffs in many high-profile cases against many major corporations including networks, drug companies, and most large investment banks. He is considered among the toughest opponents in the court room according to interviews with many of his adversaries.

He recently received the largest verdict in the United States, \$22.5 million, for a polio vaccine victim. The following year, 2011, BPM received a \$95 million verdict which was the largest verdict for a single plaintiff in a sexual harassment employment discrimination case. It was also the 8th largest verdict in the United States that year.

Mr. Morelli has represented and does represent clients in complex product liability cases (including DES, Vioxx, Bextra, Ortho Evra, Renu Moisture Loc, Zolof, Propecia, Chantix, Raptiva, Transvaginal Mesh, DePuy hip replacement cases, Fosamax femur fracture cases and litigation against BP as a result of the oil disaster in the Gulf). BPM started in mass torts with DES in the mid 1980's. The firm participates in a leadership position in several mass tort pharmaceutical litigations in various state and federal courts across the country.

In the Avandia drug litigation, venued in the Eastern District Federal Court of Philadelphia, he was selected as a member of the plaintiff's steering committee of the MDL as well as lead trial counsel on the first federal case to be tried in court.

BPM is a past President of the New York State Trial Lawyers Association, a member of its Executive Board, and emeritus on its Board of Directors. He is also a member of the Leaders Forum and Board of Governors of the American Association for Justice and is a member of the American Bar Association and National Employment Lawyers

Association. He is also a member of the New York County Lawyers Association and past President of the Brooklyn-Manhattan Trial Lawyers Association.

Mr. Morelli has lectured extensively for the New York State Trial Lawyers Association ("New York Superstars", "Trial Advocacy Workshop", "Summations", and "Cross Examination") National Institute of Trial Advocacy, American Association for Justice, the Pittsburgh Trial Lawyers Association, the Melvin Belli Trial Lawyers Institute in California, Mass Torts Made Perfect, and other continuing legal education programs around the country in the areas of pharmaceutical litigation and trial practice. He has also been called upon to represent the plaintiff's bar to counsel and lecture insurance executives about how to resolve cases.

BPM has been listed in Best Lawyers in America continuously from 1997 through the present edition. He has also been selected by the New York State Trial Lawyers Association as one of New York's "Superstars."

Mr. Morelli was featured in *New York Magazine* in a article about him March 2000 entitled "Benedict Morelli Feels Your Pain." He has appeared on numerous TV shows such as "*The Today Show*", "*Good Morning America*", "*Anderson Cooper 360*", "*Dateline*", "*Aaron Brown*", "*The View*", and *Court TV*. He was also a regular on the nationally syndicated television show "*Power of Attorney*" for two years.

Benedict Morelli lives in Manhattan with his wife and two sons.

Historical Society of the Third Circuit, and chaired the Circuit's Centennial Celebration.

She was appointed by the late Chief Judge Alfred L. Luongo to Chair the Eastern District of Pennsylvania's Lawyers Advisory Committee, and served for four years in that position. She served for three years as President of The Historical Society for the United States District Court for the Eastern District of Pennsylvania and as Editor of the Society's Historical Calendar.

She is a member of the American Bar Association Litigation Section, where she served on the Task Force on State Justice Initiatives and on its consulting committee on counsel fees. She served on the Task Force on the State of the Justice System and the Task Force on Strategic Planning. She co-chaired the Section's Committee on Liaison With International Professional Associations, and served a three-year term on the Section's Council. She was co-chair of a Section Joint Conference with the British Bar, a weeklong conference in London on Civil Justice. She served as a Section Division Director, and co-chaired the Section's Antitrust Committee.

She served a term as Delegate to the American Bar Association House of Delegates, and three terms in the Pennsylvania Bar Association House of Delegates. She was a member of the Pennsylvania Bar's Task Force on the Image of the Lawyer.

Ms. Nast served a three-year term on the Philadelphia Bar Association Board of Governors, chaired the Association's Federal Courts Committee, and was a member of the Chancellor's Committee on Tort Reform and Special Committee on the Bicentennial Celebration. She served six years as a Director on the Board of the Public Defender's Office of Philadelphia

Ms. Nast is a Fellow of the American Bar Foundation. She is a member of the American Law Institute, served on the Editorial Board of ALI's *The Practical Litigator* and is a member of the Board of Directors of the Sedona Conference. She is a member of the National Association of Professional Women. Ms. Nast has been selected to be listed in *The Best Lawyers in America*, and has been included in each edition since 2003. The *National Law Journal* has selected Ms. Nast as one of the

nation's top fifty women litigators. Ms. Nast was also selected by *Philadelphia Magazine* as one of Philadelphia's Best Complex Litigation Lawyers. She has been named as one of Pennsylvania's Top Fifty Women Lawyers.

Ms. Nast has been appointed as Lead and Co-Lead Counsel and served as a member of the Plaintiffs Executive Committee and Plaintiffs Steering Committee for decades in many cases throughout the United States. By way of example: *In re Zoloft (Sertraline Hydrochloride) Prod. Liab. Litig.*, MDL No. 2342 (Co-Lead Counsel); *In re: Darvocet, Darvon and Propoxyphene Litig.* (E.D. Ky., MDL 2226) (Co-Lead); *In re: Avandia Marketing, Sales Practices and Prod. Liab. Litig.* (E.D. Pa., MDL 1871) (PSC, Federal-State Liaison, Advisory Committee); *In re: Yasmin and Yaz (Drospirenone) Litig.* (S.D. Ill., MDL 2100) (Federal-State Liaison); *In re: Yaz, Yasmin, Ocella Prod. Liab. Litig.* (Phila. C.C.P. No. 1307) (Co-Lead/Liaison); *In re: National Football League Players' Concussion Injury Litig.* (E.D. Pa., MDL 2323) (PSC); *In re: Wellbutin SR Direct Purchaser Antitrust Litig.* (E.D. Pa.) (Lead); *Paxil Antitrust Litig.* (E.D. Pa.) (Co-Lead); *In re: Nifedipine Antitrust Litig.* (D.D.C., MDL 1515) (Co-Lead); *Augmentin Antitrust Litig.* (E.D. Va.) (Lead); *Ovcon 35 Antitrust Litig.* (D.D.C.) (Executive Committee); *Castano Tobacco Addiction Litig.* (E.D. La.) (PSC). *In re: Medtronic, Inc. Implantable Defibrillators Litig.* (D. Minn., MDL 1726) (PSC); *In re: Serzone Prod. Liab. Litig.* (S.D. W.V., MDL 1477) (PSC); *In re: Diet Drugs Prod. Liab. Litig.* (E.D. Pa., MDL 1203) (PSC and Sub-Class Counsel, Fee Committee); *In re: Pelvic Repair Systems Litigations* MDLs (S.D. W.V.), including *Ethicon, Inc., Boston Scientific Corp., and American Medical Systems, Inc.*; *In re: Actos (Pioglitazone)* (W.D. La., MDL 2299) (PSC); *In re: Light Cigarettes Marketing Litig.* (D. Me., MDL 2068) (PSC); *In re: Heparin Prod. Liab. Litig.* (N.D. Ohio, MDL 1953) (PEC); *Chocolate Antitrust Litig.*, (M.D. Pa., MDL 1935) (PEC); *In re: Medtronic, Inc. Sprint Fidelis Leads Litig.* (D. Minn., MDL 1905) (PSC, Fee Committee); *In re: Factor VIII or IX Concentrate Blood Products Litig.*, (N.D. Ill., MDL 986) (Co-Lead, Fee Committee); *In re: Effexor XR Antitrust Litig.* (D. N.J.) (Executive Committee).

TRACY D. REZVANI

Partner

TRACY D. REZVANI joined FINKELSTEIN THOMPSON LLP in September 1996. Ms. Rezvani practices in the fields of consumer fraud, mass torts, antitrust and qui tam litigation. She is a 1993 graduate of the University of Maryland-College Park where she received a Bachelor of Science degree in Business & Management. Ms. Rezvani then attended the George Washington University Law School where she received her Juris Doctor in May 1996. At George Washington University, Ms. Rezvani was a member editor of The George Washington Journal of International Law & Economics.

Ms. Rezvani is a member of the District of Columbia and Maryland Bars and is admitted to practice before the United States Supreme Court, the United States Court of Appeals for the Fourth, Ninth and District of Columbia Circuits, and the U.S. District Courts for the District of Maryland, the District of Columbia, and the District of Colorado. Ms. Rezvani served as an editor for the Iranian-American Bar Association's IABA Review from 2005 to 2007. She currently serves as the Co-Chair of the District of Columbia Bar's Antitrust and Consumer Steering Committee and was recently accepted to join the USCA Advisory Committee on Admissions and Grievances.

Publications, Presentations and Recognitions

Ms. Rezvani writes and speaks regularly regarding consumer litigation. Her presentations include:

- Legal Webinar Group of Strafford Publications: Class Actions on Data Breach and Privacy on the Rise (December 7, 2011)
- Data Breached - Coming to a Network Near You: Security & Privacy Seminar Series (October 26, 2011)
- Moderator and Panelist for DC Bar Continuing Legal Education Program: Foreclosures in the District of Columbia from Modification, to Mediation to Litigation (June 7, 2011)
- DC Bar Continuing Legal Education Program: The *Grayson* Decision and Beyond (March 1, 2011)
- DC Bar Continuing Legal Education Program: Developments in Class Action Litigation 2010 (December 9, 2010)
- The NetDiligence Cyber Risk & Privacy Liability Forum: Data Breach Liability: An Unstable Legal Environment (HB Litigation Conference June 7, 2010).

- Private Attorney General Actions and Beyond: Recent Court Decisions Interpreting the D.C. Consumer Protection & Procedures Act, District of Columbia Bar, Antitrust and Consumer Law Section (May 25, 2010)
- Summer 2006 Brown Bag luncheon presentation at the District of Columbia Bar, Antitrust and Consumer Law Section focused on "representative" actions brought by "private attorneys general" pursuant to the District of Columbia Consumer Protection Procedures Act
- Avandia - Current Litigation, Status of the MDL and Future Trials (HB Litigation Conference March 26, 2009)
- Summer 2009 D.C. Superior Court Training Seminar on District of Columbia Consumer Protection Procedures Act

Her published works include:

- *From Marbury to Rasul: Two Centuries' Expansion on the Question of Jurisdiction*, 1 IABA Review 10 (Winter 2005).
- *The Plight of Padilla: The Impact of Supreme Court Decisions on the Future of Detainees*, 2 IABA Review 12 (Spring 2006).
- *Class Counsel: Conflicts Between Duties To the Class Representative And To The Class*, ABA Antitrust Compliance Bulletin, (Vol. 1, No. 4 November 2007)
- *CAFA Used to Maintain a Non-Class Case in Federal Court*, Class Action Fairness Act Blog, (17 October 2008)
- The DC Practice Manual, Consumer Protection (2007, 2009, 2010, 2011)

Ms. Rezvani practices in the Washington, D.C. office.

J. Paul Sizemore practices exclusively in the areas of mass torts, product liability and catastrophic injury litigation. He has lectured on and published numerous articles in reference to mass torts and product liability litigation. Paul has been published in 3 peer reviewed articles in AJA, Law and Psychology Journals. He is has spoken at over fifty different legal education events teaching other attorneys about products and pharmaceutical litigation.

Born and raised in Birmingham, Alabama, he graduated from Auburn University with his B.S. and earned his J.D. from the University of Alabama Law School. Paul was a distinguished member of the Legal Honor Society and is admitted in the states of Alabama, California, New York, Georgia and Tennessee.

Some of Paul's notable accomplishments include the Vioxx, Bextra/Celebrex and Avandia litigations. Paul has been involved in the Vioxx, Bextra and Celebrex litigations throughout the country for the last six years. He is a member of the Plaintiff's Steering Committee for the Bextra/Celebrex consolidated MDL. He served as a member of the Executive Committee for the Vioxx MDL Science Committee and is also the Chair of the Biological Plausibility Committee. Paul recently Co-Chaired the Cox-2 Litigation Section of ATLA and was elected to this position by his peers.

Paul was privileged to try both the first Multi-District Litigation trial and the first California trial involving Vioxx. He has participated in numerous Vioxx trials and a member of the trial team for the first Bextra and Celebrex trials. Within the past couple of years, Paul has chaired or co-chaired numerous Cox-2 inhibitor seminars, participated on various Plaintiff Steering Committees, as well as lectured for ATLA, Mealy's, Harris-Martin, the Alabama Trial Lawyers Association and Mass Torts Made Perfect. He has lectured across the country on topics of Vioxx, Cox-2 Case selection, Celebrex, Pharmaceutical Litigations, Bextra, to name a few. Paul was scheduled to try the first Avandia case prior to it settling. He is currently trying first Fosamax case in New Jersey.

Recently, Paul has received recognition in newspapers around the world, honored by Trial magazine by the publication of his article "Accepting Risk Factors in Pharmaceutical Litigation" in its November 2006 edition. He has interviewed on NPR (National Public Radio) both June & July of 2005 and three Court TV appearances. Paul quoted/interviewed by the NY Times, USA Today, The Wall Street Journal, NPR, Los Angeles Times, Law Weekly, Daily Journal, 60 Minutes Australia, Super Lawyers and AJA Journal.

Paul's career attributes are working as a defense attorney from 1995 to 2001, Beasley-Allen, Girardi & Keese, leading to his own practice of Sizemore Law Firm, PLC.

J. Paul Sizemore

Sizemore Law Firm
2101 Rosecrans Ave. Suite 5290
El Segundo, CA 90245
Phone: 310-322-8800
Fax: 310-322-8811

Email:

Paul@Sizemorelawfirm.com

Admitted:

1995, Alabama; U.S. District Court, Northern, Middle, and Southern Districts of Alabama; and U.S. Court of Appeals, Eleventh Circuit; 2002, United States District Court, Western Division of Tennessee Supreme Court; 2006, Tennessee Supreme Court; 2002, Georgia Supreme Court, Court of Appeals of Georgia; State Court of Georgia and United States District Court, Northern Division of Georgia.

Superior Court Alabama, Tennessee, and Georgia; Northern District of Georgia; Middle District of Alabama; Northern District of Alabama; U.S. Court of Appeals, Eleventh Circuit.

College:

Auburn University (B.S.)

GPA 3.4

Dean's List recipient

Pre-Legal Honor Society

AKS-Sociology Honor Society

Member of Pike Kappa Alpha

Garnet Award recipient for academics

Goal Award recipient for academics

Law School:

University of Alabama of Law (J.D.); University of London, Bentham House School of Law

GPA 3.4

Booked Labor Law

Legal Honor Society

Honor Society

MBNA Scholarship Award

Law and Psychology Journal Editor:

Published

- Alabama's Confidentiality Quagmire
- Special Honor (Class)

Student Bar Association

Student Bar Association Officer (Defender)

Criminal Court Internship:

- 3rd year practice card
- First Jury Trial as 3rd year

Member of Phi Delta Kappa

Career (Trials):

Defense 1995-2001

- Bradford (3) / Panterfred (5)

Defense 2002-2006 BA

- 6 (First Fed Vioxx / First Cal Consol Vioxx)

Defense 2006-Current 6K

- Law School – 1

Career Honors:

Bar Association Litigator of the Year – 2005

Vioxx MDL – Science Committee Co-Chair:

- MDL Darlberl Chief Presenter

Bextra/Celebrex-Plaintiffs' Steering Committee

- Science-chair
 - Science Tutorial Presenter

ATLA Litigation Group Co-Chair (Cox-2)

Alabama State Bar CLE Award – 2000

Publications:

Alabama's Confidentiality Quagmire (LS)

Embracing Risk Factors in Pharmaceutical Litigation-ATLA

Publications/Presentations:

Alabama's Confidentiality Quagmire

Embracing Risk Factors

Press:

NPR

- All Things Considered – June 2005
- Morning Edition – July 2005

Member:

American Bar Association; American Trial Lawyers Association; Alabama State Bar; Birmingham Bar Association; Shelby County Bar Association; Alabama Trial lawyers Association; Montgomery Trial Lawyers Association; Georgia Trial Lawyers Association; Tennessee Trial Lawyers Association; Montgomery County Bar Association; Alabama Trial Lawyers Board of Governors; YLD Executive Committee; Georgia Bar Association/Young Lawyers Division Executive Counsel (Out of State Representative – 3rd year).

Former:

American Bar Association; ATLA; Prior member of American Bar Association Section Litigations; Prior member of the Alabama Defense Lawyers Association.

Biography of Fred Thompson, III

Fred Thompson graduated *cum laude* from Yale University in 1973. After serving as a gunnery assistant and anti-submarine warfare officer as a lieutenant junior grade in the U.S. Navy from 1973-76, he returned to law school and graduated with distinction from Duke University School of Law in 1979. He was elected to the Order of the Coif, and served on the Editorial Board of the Duke Law Journal.

He has been a member of the Bar of the South Carolina Supreme Court since 1979, practicing continuously for 33 years. He is a member of the United States District Court for South Carolina; the Fourth and Second Circuit Courts of Appeals, and the United States Supreme Court. He carries an AV rating from Martindale Hubbell.

Mr. Thompson is a Member of Motley Rice LLC and is the Leader of the firm's Medical Practice Group, managing all cases related to medical devices, pharmaceutical drugs, medical negligence, and nursing home negligence. He has maintained an active trial practice in the drug and device arena. His work has led to his appointment to numerous leadership positions, including Plaintiffs' co-lead counsel in the federal Digitek® consolidation which resulted in a settlement for the Plaintiffs. He has also been appointed to the Plaintiffs' Steering Committees in the Avandia®, Trasylol®, Zicam®, Medtronic Sprint Fidelis® defibrillator lead, Fosamax® Femur, and Hydroxycut® federal multidistrict litigation.

Mr. Thompson is co-liaison counsel in the In Re C.R. Bard, Inc. Pelvic Repair Systems Liability Litigation MDL and was recently appointed co-lead coordinating counsel in each of the four different Transvaginal Mesh MDLs in the Southern District of West Virginia.

Mr. Thompson has participated as a speaker and a panelist at numerous legal gatherings. He is a member of the American Association for Justice and the South Carolina Trial Lawyers Association.

BIOGRAPHY OF JOSEPH J. ZONIES, ESQ.

Mr. Zonies is a partner with the 30-lawyer trial firm of Reilly Pozner, LLP located in Denver, Colorado. Mr. Zonies earned his BA from the University of Notre Dame. He attended the University of Denver College of Law where he graduated first in his law school class. After law school, Mr. Zonies clerked for the Honorable John C. Porfilio in the United States Court of Appeals for the Tenth Circuit.

Mr. Zonies began his private practice career in the litigation department of a large Denver law firm where he defended complex commercial litigation cases and class actions. From this experience, Mr. Zonies gained an understanding of the various aspects of and challenges faced by the defense in complex litigation. He then formed a law firm where his practice shifted to the plaintiffs' side of the bar. Since that time, Mr. Zonies has primarily represented plaintiffs in complex litigation, employment and consumer class actions, personal injury and pharmaceutical products liability cases, including the Avandia, Baycol, Zyprexa, Vioxx and Ephedra actions. Mr. Zonies also has been a frequent lecturer on topics related to mass torts and complex actions.

Mr. Zonies was selected for inclusion in The Best Lawyers in America under the specialty of Personal Injury Litigation. In addition, he has been recognized as a Colorado *SuperLawyer* in personal injury, mass torts and class actions for a number of years as well as a *SuperLawyer* Top 100 lawyer in Colorado. Mr. Zonies is AV rated by Martindale Hubbell.

In 2008, Mr. Zonies was appointed to the Plaintiffs' Steering Committee in the *In re Avandia*, MDL 1871 in the United States District Court for the Eastern District of Pennsylvania, Honorable Cynthia M. Rufe presiding. Currently, in addition to being on the Advisory and Fee Committees in this litigation, Mr. Zonies currently is on the Executive Committee in the *In re Zolof* MDL and a member of the PSC in the *In re Ethicon Transvaginal Mesh* MDL.

Thomas E. Mellon, Jr.: During his thirty-five years of legal practice, Mr. Mellon has represented both plaintiffs and defendants in state and federal courts throughout the United States. Mr. Mellon holds a law degree from Georgetown University Law Center, 1972 and Harvard Law School, LLM, 1974. Mr. Mellon will be receiving a master's degree in bioethics from the University of Pennsylvania in May, 2008. Upon graduation from Georgetown, Mr. Mellon served as a law clerk for the Honorable William H. Hastie, United States Court of Appeals for the Third Circuit. Thereafter, Mr. Mellon spent seven years with the United States Department of Justice in Philadelphia as an Assistant United States Attorney. Mr. Mellon served as Chief of the Narcotics Unit, 1977-78 and as Chief of the Criminal Division, 1978-80. A Recipient of the Special Accommodation Award for Outstanding Service, Mr. Mellon was honored in 1979 by the Attorney General of the United States for his investigation and prosecution of domestic and international violations of federal law.

Currently, Mr. Mellon is the founding and senior partner of Mellon, Webster & Shelly in Doylestown, Pennsylvania. Since 1981, Mr. Mellon has successfully represented hundreds of plaintiffs in personal injury actions, civil rights violations, mass torts and class actions. More specifically, from 1994 to 2000, Mr. Mellon was an active member of a sixty law firm consortium which successfully sued the tobacco industry. Similarly, Mr. Mellon has represented plaintiffs in Phen-Fen, HRT (Prempro), and Vioxx. He holds the largest known civil rights settlement in Philadelphia Federal Court and the largest medical malpractice settlement involving pathology in federal court. Mr. Mellon is a member of the Plaintiffs' Steering Committee in MDL-1570 involving claims stemming from the September 11, 2001 terrorist attacks. Mr. Mellon has appeared before many judges and magistrates in civil and criminal cases for the Eastern District of Pennsylvania.

PARTNERS:

MARK P. ROBINSON JR
KEVIN F. CALCAGNIE
JEOFFREY L. ROBINSON
WILLIAM D. SHAPIRO
ALLAN F. DAVIS
DANIEL S. ROBINSON*
*Admitted In CA, NY, PA
KAREN BARTH MENZIES
SCOT D. WILSON



ROBINSON CALCAGNIE ROBINSON SHAPIRO DAVIS, INC.

19 CORPORATE PLAZA DRIVE
NEWPORT BEACH, CALIFORNIA 92660
TELEPHONE: (949) 720-1288
FACSIMILE: (949) 720-1292
WWW.ORANGECOUNTYLAW.COM

LOS ANGELES OFFICE
600 S. COMMONWEALTH, SUITE 1254
LOS ANGELES, CA 90005
TELEPHONE: (213) 355-3525
FACSIMILE: (213) 355-3526

INLAND EMPIRE OFFICE
893 EAST BRIER DRIVE
SAN BERNARDINO, CA 92408
TELEPHONE: (909) 890-1000
FACSIMILE: (909) 890-1001

August 1, 2012

Karen Barth Menzies has been a practicing attorney for seventeen years. She began her career doing consumer protection cases, including class actions, but soon transitioned into pharmaceutical drug and device mass torts.

Karen received her Bachelor of Arts Degree from Colorado State University in 1989 and her Juris Doctorate from University of California at Davis in 1995 and was admitted to the bar that same year. She served as an intern for Justice Rodney Davis, California 3rd District Court of Appeal (1994), the Colorado Attorney General's Office (1993), the California Attorney General's Office (1994), and the Sacramento District Attorney's Office (1995). Karen joined the firm of Baum Hedlund in 1995 where, within two years, she became a shareholder and eventually a named partner. In 2007, Karen joined the firm of Robinson, Calcagnie, Robinson, Shapiro & Davis located in Newport Beach, California, and heads up the firm's Los Angeles office, which opened in January 2011.

Karen is a partner at the law firm of Robinson Calcagnie Robinson Shapiro Davis, and she has been representing Plaintiffs' in mass tort litigation for seventeen (17) years. In 2003, Karen was appointed Lead Counsel for the Plaintiffs' Steering Committee in the Paxil Products Liability Litigation (MDL 1574), The Honorable Marianna Pfaelzer presiding, which ultimately resulted in the resolution of over 3000 cases. In 2006, she was appointed co-lead/liaison counsel in the Paxil birth defect and PPHN cases pending in the Pennsylvania state court Mass Tort Program in the Philadelphia Court of Common Pleas, The Honorable Sandra Moss presiding. In 2008, Karen was appointed to the Plaintiffs' Steering Committee in the Avandia Marketing, Sales Practices and Products Liability Litigation (MDL 1871), The Honorable Cynthia Rufe presiding. In 2009, Karen was appointed to the Science Committee in the Heparin Products Liability Litigation (MDL 1953), The Honorable James G. Carr presiding, while her partners Mark P. Robinson and Daniel Robinson served on the Plaintiffs' Steering Committee. In 2011, she was appointed Plaintiffs' Liaison and member of the Plaintiffs' Executive Committee in the Fosamax/Alendronate Drug Cases, California state court coordinated action, JCCP No. 4644. The Honorable Steven L. Perk presiding.

Karen has worked with FDA, Congressional members and committees, state legislators, medical organizations and the media to increase the awareness of drug safety risks that have largely been concealed by the manufacturers of the products. Karen has organized and attended multiple private meetings with FDA officials and victim-advocates regarding drug safety risks, and she have testified before FDA and Advisory Committees on three occasions. In one instance, her litigation work led to conferences and ultimately a meeting with Department of Justice, HHS and FBI officials who were conducting a government investigation regarding the drug company and safety risks at issue in the litigation.

Karen has authored more than 20 publications and given more than 50 lectures to both legal and medical organizations (nationally and internationally) on the topics drug safety, mass tort litigation, FDA reform and federal preemption.

Karen has an AV rating, the highest rating for legal ability and ethical standards under the peer review system of Martindale-Hubbell, the national legal directory. She has received various awards from legal organizations including, *Lawyer of the Year* by Lawyer's Weekly USA (2004), *California Lawyer of the Year* by California Lawyer magazine (2005), The National Law Journal's *Top 40 Under 40* (2005), *Consumer Attorney of the Year Finalist* by Consumer Attorneys of California (2006), Southern California Super Lawyers (2004 through 2011).

Karen has had the honor to meet and work with consumer activists and their organizations in the U.S. and internationally, some of which include Charles Medawar (Social Audit, UK), Dr. Andrew Herxheimer (London), Dr. Sidney Wolfe, Richard Brook (MIND, UK), Vera Sharav (AHRP) and Peter Mansfield (Healthy Skepticism, Australia). She has presented papers at the legal/medical organization Health Action International (HAI) in Paris, Amsterdam and Padua.

THOMAS P. CARTMELL

Tom Cartmell is a founding partner of Wagstaff & Cartmell LLP, a litigation firm based in Kansas City, Missouri. He started the firm with Tom Wagstaff in 1997 after practicing with Blackwell Sanders Matheny Weary & Lombardi, a large defense firm in Kansas City, Missouri. Tom received his undergraduate degree in Business Administration from the University of Kansas in 1990. He graduated from The University of Kansas School of Law in 1994. While in law school, he was an editor on the *Kansas Law Review*.

Tom has extensive experience trying cases and arguing appeals in both State and Federal Courts. He has tried over 30 cases on behalf of both plaintiffs and defendants in Federal and State courts around the country. He has litigated commercial, product liability, fraud, and mass tort cases. He has been recognized in Kansas City as an outstanding litigator on multiple occasions. Tom was the 2001 recipient of the Thomas J. Conway Award, an award presented annually by the Kansas City Metropolitan Bar Association to a trial lawyer who “represents his/her clients with zeal.” In 2003, Tom was awarded the Lon O. Hocker Memorial Trial Lawyer Award, an award presented by the Missouri Bar Foundation to an outstanding trial lawyer in Kansas City for “outstanding expression of the qualities of professional competence, industry, integrity and courtesy indicative of a trial lawyer.” Tom has been honored as one of the *Kansas City Business Journal’s* “Best of the Bar” for nine straight years, has been included in the Kansas City *Super Lawyers* edition for seven straight years, and has continuously been recognized in The Best Lawyers in America since 2007. He is also the current Treasurer of the Kansas City Chapter of the American Board of Trial Advocates (ABOTA). Tom has an AV rating from Martindale Hubbell.

Tom is a Fellow of the International Society of Barristers. The International Society of Barristers is an honor society of outstanding trial lawyers chosen by their peers on the basis of excellence and integrity in advocacy. It seeks to preserve trial by jury, the adversary system, and independence of the judiciary.

Currently, Tom’s practice is heavily focused on plaintiffs’ mass tort litigation. He has extensive experience with class action federal court procedure, including class actions and mass torts in an MDL setting. He works with attorneys across the country on a wide variety of matters.

Tom is a member of the Plaintiff’s Steering Committee, in addition to serving as co-chair of the Science Committee for Plaintiff’s Steering Committee, in the multi-district litigation, *In Re Avandia Marketing, Sales Practices and Products Liability Litigation*, MDL No. 1871, Eastern District of Pennsylvania, in front of the Honorable Cynthia M. Rufe.

Tom was also recently appointed to serve on the Executive Committee of the four Pelvic Repair System Products Liability Litigation MDLs in the Southern District of West Virginia in front of the Honorable Joseph R. Goodwin – *In Re C.R. Bard, Inc.*, MDL No. 2187; *In Re American Medical Systems, Inc.*, MDL No. 2325; *In Re Boston Scientific Corp.*, MDL No. 2326; and *In Re Ethicon, Inc.*, MDL No. 2327, as well as being appointed co-lead counsel for the *Ethicon* MDL. Further, Tom was recently given the honor of being appointed to the Plaintiffs’

Steering Committee for *In Re: Zoloft (Sertraline Hydrochloride) Products Liability Litigation*, MDL No. 2342, also in front of the Honorable Cynthia M. Rufe in the Eastern District of Pennsylvania. He is also serving on the Plaintiffs' Steering Committee for *In Re: DePuy Orthopaedics, Inc., Pinnacle Hip Implant Products Liability Litigation*, MDL 2244 in the Northern District of Texas in front of the Honorable Ed Kinkeade.

In the past, Tom was a member of the Plaintiffs' Steering Committee in multi-district pharmaceutical litigation in San Francisco (MDL No. 1699) involving product liability and consumer protection cases arising out of the use of the medications Bextra and Celebrex. Tom presented several expert witnesses in the case, was lead counsel when deposing defendants' expert witnesses, and was co-lead counsel at the three day Daubert hearing in San Francisco. Tom also was co-lead trial counsel in the first Bextra trial in the nation and was instrumental in putting together the nearly half Billion dollar settlement that occurred immediately before the first trial.

Tom also served in a leadership role on behalf of plaintiffs in the multi-district product liability litigation in the Southern District of New York involving Metabolife and other manufacturers of ephedra products (MDL No. 1598). Specifically, Tom served on the expert/science committee and was settlement/resolution counsel on behalf of plaintiffs resulting in more than \$50 Million in settlements in the NVE and MuscleTech litigation.

Tom's extensive experience in mass tort pharmaceutical litigation also includes the handling of cases involving Baycol, Propulsid, Rezulin, Zyprexa, Vioxx, Paxil, Ketek, Trasylol, Accutane, Reglan and Depuy ASR hip implants.

Tom is an Adjunct Professor of Trial Advocacy at the University of Kansas School of Law. He is also a frequent speaker at seminars which focus on trial tactics and strategy.

Tom is active in the community. He has been the Chairman of the Board for Crittenton Children's Center for the last three years, and he is a Children's Advocate at Children's Mercy Hospital in Kansas City, Missouri. He also currently sits as the Municipal Court Judge in the City of Mission Hills, Kansas.

SAMUEL W. LANHAM, JR.

Lanham Blackwell, P.A.

133 Broadway

Bangor, ME 04401

www.lanhamblackwell.com

Sam Lanham is a 1975 graduate of the College of William & Mary in Williamsburg, Virginia. In 1980 he graduated from Wake Forest University School of Law in Winston-Salem, North Carolina, where he was president of his class. Following graduation from law school, Mr. Lanham clerked for Justice David A. Nichols of the Maine Supreme Judicial Court. From 1981-1984, he worked for the firm of Mitchell & Stearns in Bangor. In 1984, he and Kevin Cuddy founded the law firm of Cuddy & Lanham. With Mr. Cuddy's appointment as Justice to the Maine Superior Court in 2007 by Governor John Baldacci, the firm changed its name to Lanham Blackwell, P.A.

Mr. Lanham has litigated cases in the state and federal courts of Maine, Massachusetts, Arkansas, California, Kentucky, Washington, Florida, Pennsylvania, Wisconsin, and in the District of Columbia. His civil trial and litigation experience includes pharmaceutical and medical device litigation, tobacco litigation, unfair trade practices litigation, personal injury, medical malpractice, commercial litigation, insurance, property and fire losses, constitutional law, election law, mass torts, and class actions.

Until 1996, Mr. Lanham's work involved mostly first and third party insurance defense claims, and First Amendment civil rights cases. His constitutional work led to his serving as national trial and ballot access counsel to H. Ross Perot during the 1996 presidential campaign. In that capacity he litigated several election law cases throughout the nation, including a successful 5-day bench trial before Judge George Howard, Jr. in the United States District Court for the Eastern District of Arkansas in Little Rock. *Citizens to Establish a Reform Party in Arkansas v. Priest*, 970 F. Supp. 690 (E.D. Ark. 1996). When the Commission on Presidential Debates decided not to invite Perot to participate in the 1996 presidential debates with President Clinton and Senator Dole, Mr. Lanham led a team of lawyers in filing suit against the Commission on Presidential Debates and the Federal Election Commission. This involved coordination of all brief preparation, filings and court appearances in the United States District Court and United States Court of Appeals for the District of Columbia, as well as responding to the demands of national press and television media, including an appearance before the National Press Club in Washington, D.C.

Shortly after the Perot experience, Mr. Lanham's firm began a transition from an insurance defense practice to a plaintiffs' personal injury practice. His introduction to mass torts began in 2002 with Fen-Phen litigation and representation of hundreds of clients in Maine, Massachusetts and New Hampshire. Since then Mr. Lanham has represented clients in all 50 states in pharmaceutical and medical device claims involving FenPhen diet drugs, the Ortho Evra birth control patch, Vioxx, Fosomax, Avandia, Fleet Phospho-soda, Raptiva, Polygrip, Trasylol, Prempro, Yaz birth control, Sulzer Orthopedics hip prostheses, Guidant Ancure endografts, Guidant defibrillators, Medtronic Sprint Fidelis heart leads, Depuy ASR hip prostheses, and Zimmer hip and knee prostheses.

In 2004, Mr. Lanham organized a group of lawyers who together filed more than 2,400 diet drug cases in state court in Massachusetts, on behalf of 18 law firms throughout the United States. The Massachusetts litigation proved to be an attractive state court alternative for those plaintiffs who had ingested the diet drug Redux, manufactured by a Massachusetts domiciled company. Although all 2,400 cases were removed to the United States District Court for the Eastern District of Massachusetts in Boston, Mr. Lanham and his team were successful in getting the cases remanded to state court before specially assigned Superior Court Judge Raymond Brassard, who presided over the seminal PPH (primary pulmonary hypertension) wrongful death diet drug case of *Mary Linnen v. A.H. Robins Co. Inc.* Under the supervision of Judge Brassard, Mr. Lanham's team worked these 2,400 cases through motions and discovery to ultimately arrive at a select number of bellwether cases for trial. All the diet drug cases were successfully resolved by settlement in 2006 and 2007.

In August 2005, Mr. Lanham commenced a commercial class action case against Altria Group, Inc. and Philip Morris, Inc., alleging claims of fraudulent misrepresentation in the marketing of Marlboro Lights cigarettes. The firm's Maine case was dismissed in 2006 by the federal court in Maine on grounds of federal pre-emption. On appeal, the United States Court of Appeals for the First Circuit reversed. The case was heard by the United States Supreme Court on October 6, 2008, and on December 15, 2008, the Supreme Court decided the case, 5-4, in favor of Mr. Lanham's clients. *Altria Group, Inc. v. Good*, 555 U.S. 70 (2008). The case was remanded to the federal court in Bangor where it became part of national multidistrict litigation, *In Re: Light Cigarettes Marketing and Sales Practices Litigation*, MDL No. 2068, in the United States District Court for the District of Maine. Mr. Lanham served on the national Plaintiffs' Steering Committee (PSC) in this MDL and also as the court appointed Plaintiffs' Liaison Counsel.

In 2006, Mr. Lanham was appointed to the Discovery Committee in *In Re: Ortho Evra Products Liability Litigation*, MDL No. 1742, in the United States District Court for the Northern District of Ohio. That work included his personal review of thousands of pages of documents produced in discovery. Mr. Lanham was also a member of the plaintiffs' Bellwether Compensatory Damages Team, in preparation for trial of several bellwether cases in Toledo in 2008. Those cases ultimately settled, along with thousands of other Ortho Evra birth control cases filed in the MDL.

In the fall of 2007, Mr. Lanham began working as a "common benefit" attorney in *In Re: Avandia Marketing, Sales Practices and Products Liability Litigation*, MDL No. 1871, in the United States District Court for the Eastern District of Pennsylvania in Philadelphia. Avandia is a diabetes drug, manufactured by GlaxoSmithKline, that was alleged to significantly increase the risk of heart attack in a patient population predisposed to cardiovascular events. On September 25, 2009, Mr. Lanham was appointed to the Plaintiffs' Steering Committee. On March 2, 2011, he was re-appointed to a newly constituted PSC, following which on March 28, 2011 the PSC selected Mr. Lanham as co-lead of this national litigation. In addition to his work on the PSC on behalf of and for the benefit of thousands of plaintiffs, Mr. Lanham personally represents clients in 48 states, the District of Columbia, and Puerto Rico.

Mr. Lanham has represented putative class action plaintiffs in three Maine filed cases involving price fixing and unfair trade practices in the manufacture and sale of DRAM, SRAM, and LCDs — the memory chips in computers, cell phones, and PDAs, and liquid

crystal displays in flat panel televisions. These national class actions are the subject of the following Multidistrict Litigations: *In Re: Dynamic Random Access Memory (DRAM) Antitrust Litigation*, MDL No. 1486, in the United States District Court for the Northern District of California, San Francisco Division; *In Re: Static Random Access Memory (SRAM) Antitrust Litigation*, MDL No. 1819, in the United States District Court for the Northern District of California, Oakland Division; and *In Re: TFT-LCD (Flat Panel) Antitrust Litigation*, MDL No. 1827, in the United States District Court for the Northern District of California, San Francisco Division.

In the same manner, Mr. Lanham filed Maine class actions in *In Re: Countrywide Financial Corp. Customer Data Security Breach Litigation*, MDL No. 1998, in the United States District Court for the Western District of Kentucky, Louisville Division, and in *In Re: Photochromic Lens Antitrust Litigation*, MDL No. 2173, in the United States District Court for the Middle District of Florida, Tampa Division. Mr. Lanham also filed the first class action in the nation in *In Re: Hannaford Bros. Co., Customer Data Security Breach Litigation*, MDL No. 1954, in the United States District Court for the District of Maine.

Mr. Lanham is past president of the Maine Trial Lawyers Association and currently serves as one of three Maine representatives on the Board of Governors of the American Association for Justice (AAJ), and as a member of AAJ's Public Affairs Committee. He is a member of the John Waldo Ballou Inn of Court in Bangor. Mr. Lanham has presented at state and national legal programs, including those sponsored by the Maine Trial Lawyers Association, the Maine State Bar Association, and Mealey's. In 2006, Mr. Lanham was the featured guest speaker at the Delaware Trial Lawyers Association annual convention, presenting on the topic "How to Stay Motivated as a Trial Lawyer." He is named to *Who's Who in American Law* and is a Fellow of The Litigation Counsel of America, a trial lawyer honorary society. He is named by the New England *Super Lawyers* magazine as one of the top attorneys in Maine, an honor held by only the top five percent of the attorneys in the state. Mr. Lanham is recognized in the Martindale-Hubbell Bar Register of Preeminent Lawyers for the highest legal standards and ethics. This recognition is limited to only the most distinguished lawyers who have received Martindale Hubbell's highest "AV" rating - a professional rating based on a survey of Mr. Lanham's professional colleagues and judges.

Mr. Lanham also has significant non-legal organizational and leadership experience. In 1988, Mr. Lanham co-founded an international alumni association, comprised of more than 14,000 alumni who traveled and performed with the international educational organization *Up with People*. Under Mr. Lanham's leadership, the association established the legal and operational structure for a worldwide network of alumni from 70 nations. In 1989-90, Mr. Lanham served as president of the *Up with People International Alumni Association*, which has grown into an organization now serving more than 25,000 alumni worldwide. From 1989 to 2002, he served on the *Up with People* International Board of Directors, including a number of years on the Executive Committee of that Board. Mr. Lanham served 15 years on the Board of the Bangor Halfway House, and from 2008-2011 he was president of the Bangor Symphony Orchestra. Mr. Lanham has enjoyed several lead and supporting roles in community musical theater productions, including Lieutenant Joe Cable in *South Pacific*, Raoul in *Phantom of the Opera*, Jean Val Jean in *Les Miserables*, the Farmer in *Oklahoma*, Rapunzel's Prince in *Into the Woods*, and Percy in *The Scarlet Pimpernel*.

BRANCH LAW FIRM



TURNER W. BRANCH

Turner Williamson Branch is a 1956 graduate of the Marist School, Atlanta, and earned a B.A. in Political Science from the University of New Mexico in 1960. At UNM, he was president of the student body and a member of Phi Sigma Alpha, the Political Science Honors Society. He was listed in Who's Who in American Colleges and Universities.

Upon graduation, Mr. Branch was commissioned as a second lieutenant in the United States Marine Corps on active duty at Quantico, Va. Thereafter, Mr. Branch was assigned to Camp Pendleton, Ca. and joined the Second Battalion of Fifth Marines, First Marine Division, a

noted infantry organization that won fame with the Battle of Belleau Woods in France in World War I and thereafter in World War II in the Pacific Islands, in the Korean War as well as in Vietnam. Mr. Branch was promoted to first lieutenant and served three-and-a-half years on active duty. He left the Marine Corps in July of 1963 to attend law school at Baylor University in Texas.

Mr. Branch graduated in November 1965 from Baylor Law School, where he was a section editor of the Law Review. He received the T.R. McDonald Award as the outstanding student at the Law School. He served as chairman of the Student Grievance Committee, was selected to Omicron Delta Kappa and to the International Legal Fraternity of Phi Delta Phi. He was also selected for the first edition of Best Lawyers in America (derived from a survey of lawyers from around the country), Who's Who in American Law Schools and Who's Who in American Universities and Colleges for a second time.

He returned to Albuquerque, N.M. to practice law in 1965. He is a member of the State Bars of New Mexico, Colorado and Texas and the Bar Association of the District of Columbia. He was admitted to practice before the United States Supreme Court in 1972.

Mr. Branch was elected a Fellow in the International Academy of Trial Lawyers, an organization of only five hundred lawyers throughout the world, and former director of IATLA. He is a life member of Association of Trial Lawyers of America, and served as the New Mexico representative for the Association of Trial Lawyers of America for twelve years. He is a former trustee for the National College of Advocacy, diplomate in the American Board of Trial Advocates, National Board of Directors of the American Board of Trial Advocates, former president New Mexico Chapter of ABOTA 1982-83, and received an outstanding service award from the American Board of Trial Advocates. He is a board recognized specialist as a civil trial advocate by the National Board of Trial Advocacy and has been certified as a civil trial specialist since 1984 both nationally and in the State of New Mexico.

Other honors include:

- Board of Governors of the Western Trial Lawyers Association
- New Mexico Trial Lawyers board member from 1968-76
- American Trial Lawyers Top 100
- Selected Southwest Super Lawyers 2008, 2009, 2010, 2011 & 2012
- Honorary Fellow Litigation Counsel of America Trial Lawyer Honor Society;
- Member of the Board, American Academy of Ethical Attorneys, March 2011

Turner Branch served as:

- Vice Chair of Plaintiffs' Steering Committee for L-Tryptophan, Litigation (MDL 863)
- Liaison Counsel for Breast Implant Litigation, MDL 926)
- Member of Executive Committee for Castano Tobacco Litigation in United States District Court for the Eastern District of New Orleans
- Represents New Mexico Attorney General in: State of New Mexico, ex rel Tom Udall, Attorney General of State of New Mexico v. The American Tobacco Company, et al., Santa Fe County District Court (New Mexico) Cause No. SF 97-1235
- Plaintiffs' Counsel in New Mexico class action entitled: Carol A. Connor et al. v. The Tobacco Company et al., Bernalillo County District Court (New Mexico) Cause No. CV 96-0009422
- Plaintiffs' Steering Committee for Amtrak Bayou Canot case in Mobile, Alabama, (MDL No. 1003)
- National Liaison Counsel in Omniflox Litigation case in the United States District Court in Chicago, Illinois, (MDL No. 1004)
- Co-Chair of Plaintiffs' Steering Committee for the Norplant Litigation in the Eastern District of Texas, (MDL No.1038)

- Co-Chair Plaintiffs' Steering Committee on Baycol Litigation in the U.S. District of Minnesota (MDL No. 1431)
- Plaintiffs' Steering Committee for Avandia Litigation in the United States District Court for the Eastern District of Pennsylvania (MDL No. 1871)
- Plaintiffs' Discovery Committee for DePuy Orthopaedics Inc. ASR Hip Implant Products Liability Litigation in the United States District Court for the Northern District of Ohio (MDL No. 2197)

Turner Branch has been an active participant in the diet drug litigation since its inception. He was a founding member of the Texas Document Depository, which now holds over five million pages of the drug manufacturers' records. Mr. Branch has published seven articles and a book, all legal publications plus numerous articles for publications and Trial Magazine and other trial lawyer association meetings, which are listed in detail on the attached Martindale-Hubbell biography. He has argued numerous cases before state and federal appellate courts and has tried over two hundred and fifty civil jury trials to completion.

Affiliations:

Masonic Lodge, Blue Lodge No. 6; Ballut Abyad Shrine; Shriner; Master Mason; Kiwanis Club of Albuquerque since 1967; 100 Club (organization supporting widows of firefighters and police officers injured or killed in the line of duty);

former member of New Mexico State Legislature House of Representatives 1968-74; Judiciary Committee in House Banks and Corporations Commission Committee; St. John's Episcopal Cathedral; Albuquerque Country Club; Rio Rancho Country Club; Albuquerque Petroleum Club; Albuquerque Lawyers Club; Albuquerque Bar Association; New Mexico Bar Association; formerly on Board of Directors of Albuquerque Little Theater (ten years); Board of Directors of Albuquerque Jaycees; Outstanding Young Man Award with Albuquerque Jaycees; legal attorney with Albuquerque Junior Chamber of Commerce; past president of the Zia Parent Teachers Association; former pack master for Boy Scouts of America; former Board of Directors of Thunderbird Little League; former trustee for National College of Advocacy for the American Trial Lawyers Association; life member in the Association of Trial Lawyers of America; member of the Trial Lawyers for Public Justice; life member in the Baylor Law Review Association; sustaining member in the Trial Lawyers for Public Justice; active life member of Phi Delta Phi International Legal Fraternity; member of the Roscoe Pound Foundation; vice chairman of the Multi-District Litigation Plaintiffs Steering Committee for L-Tryptophan Litigation; Liaison Counsel for Multi-District Litigation No. 926 pending in the United States District Court in the Northern District of Alabama for the State of New Mexico and also on the National Discovery Committee.



STEPHEN A. CORR, ESQUIRE

Steve Corr is a partner in the Mellon, Webster & Shelly law firm. He is a graduate of the University of Notre Dame and Villanova University School of Law, where he was a member of the Moot Court Board and the winner of the Gabriella National Family Law Moot Court Competition. He has been admitted to practice in the Commonwealth of Pennsylvania, the State of New Jersey, the United States District Courts in Pennsylvania and New Jersey, and the United States Court of Appeals, 3rd Circuit and 11th Circuit.

Throughout his legal career, Steve's practice has focused on personal injury and commercial litigation, with an emphasis on complex contractual matters and mass tort litigation. He has litigated cases on behalf of individuals, small companies and large corporations. Steve's clients have included most of the major hospitals in the city of Philadelphia and a number of national insurance companies. Steve has considerable experience trying cases in various state and federal courts. He has also briefed and argued cases before the state appellate courts in Pennsylvania, the United States Court of Appeals, 3rd Circuit and the United State Court of Appeals, 11th Circuit.

Steve also has extensive experience in class action and mass tort litigation. He is currently co-lead counsel in a class action against Ford Motor Company, and is also actively involved in the litigation against those responsible for the September 11, 2001 terrorist attacks, the Avandia Products Liability Litigation, the PremPro litigation, tobacco litigation in Florida, and other class actions pending in state and federal courts. Steve serves as Plaintiffs' Liaison Counsel in the Avandia MDL and the Comcast Set-Top Cable Box MDL. Recently, Steve was also appointed to serve as Plaintiffs' Liaison Counsel in the Zolof MDL.

Steve is an active member of the Bar Association and the community. He has been appointed to positions within the local Republican Party and has held local elective office as well. Currently, Steve is a Republican Committeeman in Warrington Township, Pennsylvania and is an elected School Director for the Central Bucks School District. Steve and his wife Lisa have three daughters.



Kiesel Boucher Larson

Kiesel Boucher & Larson, LLP (“KBL”) was formed in April, 1999 with the merger of Kiesel & Larson and the Law Offices of Raymond P. Boucher. KBL and its predecessor firms have a long and rich tradition in representing consumers who have been injured and suffered damages due to fraud, unfair business practices, negligence or other wrongful conduct of others. The firm is proud to be a leader in holding pharmaceutical companies accountable when they injure consumers, and it has actively litigated cases against prescription drug manufacturers across the country.

KBL is proud to serve its clients nationwide. The firm’s office, located in Beverly Hills, CA, houses nearly 30 full-time legal professionals. We are one of the leading pharmaceutical plaintiff firms in America with substantial resources committed to the zealous representation of our clients’ interests.

Paul Kiesel received his Juris Doctor from the Whittier College School of Law in Los Angeles in 1985. In 2005, he was awarded an Honorary Doctor of Law from Whittier Law School. His practice is devoted to representing consumers in product liability, personal injury, class action, environmental, and toxic tort litigation.

Mr. Kiesel has repeatedly been selected as one of the top plaintiff attorneys in the State of California and the country. The Los Angeles Business Journal recognized Mr. Kiesel as one of the Top 50 Trial Lawyers. The Daily Journal named Mr. Kiesel one of the 100 most influential attorneys in the State of California. He was also selected as one of the top 500 attorneys in the United States by Law Dragon. In addition, Mr. Kiesel is rated A.V. (highest rating) by Martindale-Hubbell.

Kiesel Boucher Larson ☞

Mr. Kiesel is very active in the legal community. He is a current officer of the Los Angeles County Bar Association and was the past Chair of the Litigation Section. He was appointed by former Chief Justice Ronald George to the State of California Judicial Council Civil and Small Claims Advisory Committee. He served on the Board of Governors for the Consumer Attorneys of California and the Consumer Attorneys Association of Los Angeles for over 10 years. In recognition of his service, Mr. Kiesel was elected an emeritus (lifetime) board member of both organizations. From 2001-2005, Mr. Kiesel sat on the Board of Governors of the Association of Business Trial Lawyers. Mr. Kiesel is currently the Co-Chair of the Open Courts Coalition, a bipartisan committee of attorneys from throughout California advocating full-funding of the civil justice system.

Mr. Kiesel has extensive experience in complex litigation, including pharmaceutical, construction defect, product defect, and environmental actions. Mr. Kiesel currently serves as national Plaintiffs' Coordination Counsel in the Avandia Multi-District Litigation ("MDL") against GlaxoSmithKline ("GSK"). Immediately before the absolution of the Avandia Plaintiffs' Steering Committee in February 2012, he served as national co-Lead Counsel in the federal litigation.

Mr. Kiesel is also a frequent presenter for continuing legal education programs. As an early-adopter of technology in the practice of law, Mr. Kiesel has frequently written and spoken on technology-related subjects. In addition, he co-authored two legal treatises for Lexis Nexis, "California Pretrial Civil Procedure" and "California Civil Discovery."

KBL has extensive experience litigating a number of deceptive marketing, product liability and personal injury claims in the pharmaceutical context, including, but not limited to, the following:

Kiesel Boucher Larson ☞

- In 2003, Paul Kiesel was appointed co-liaison counsel for the plaintiffs in *In re Diet Drug Litigation*, California JCCP 4032. The litigation involved claims arising out of the use of the diet drug Phen-Fen and resulted in a confidential settlement.
- Paul Kiesel was appointed lead counsel in 2006 in *Algario et al. v. Eli Lilly and Company et al.*, Lead Case No. BC347855 (Los Angeles Superior Court), a class action to recover for injuries resulting from ingestion of the medication Zyprexa.
- Paul Kiesel became a member of the Plaintiffs' Steering Committee in 2007 in *In re Vioxx Cases*, California JCCP 4247, which sought to recover for injuries and deaths resulting from use of the drug Vioxx.
- Paul Kiesel was appointed co-liaison counsel in the *Yaz, Yasmin and Ocella Contraceptive Cases*, California JCCP 4608, which arises from injuries and deaths that occurred after ingesting certain oral contraceptives.
- KBL represents personal injury plaintiffs in *Fleishman et. al. v. Forest Laboratories, Inc., et. al.*, Case No. 12AC-CC00372 (Circuit Court of Cole County, MO), in a case alleging birth defects cause by a mother's ingestion during pregnancy of Celexa, a prescription anti-depressant manufactured and marketed by Forest.
- KBL represents the interests of the People of the State of California, by and through the City Attorney for the City of Woodlake, California, in an action arising out of the false and deceptive marketing of Bayer's drug, Trasyolol, in *In re Trasyolol Drug Cases*, California JCCP 4593.

Kiesel Boucher Larson ☞

- KBL represents the interests of the People of the State of California, by and through the County Counsel for the County of Santa Clara, California, against Bristol-Myers Squibb for its engagement in false and misleading marketing strategy designed to replace aspirin with its drug Plavix in *County of Santa Clara v. Bristol-Myers Squibb Co., et. al.*, Case No. 112CV224091 (Santa Clara County Superior Court).

CURRICULUM VITAE

BILL ROBINS III
300 PASEO DE PERALTA, SUITE 200
SANTE FE, NEW MEXICO 87501
(505) 986-0600

DATE OF BIRTH: August 3, 1965

PLACE OF BIRTH: Madrid, Spain

AREA OF SPECIALTY: Plaintiffs' Pharmaceutical Litigation, Class Actions, Environmental Law, and Major Personal Injury and Wrongful Death Trial Practice

CERTIFICATION: Board Certified, Personal Injury Trial Law, Texas Board of Legal Specialization.

EDUCATIONAL BACKGROUND: University of Houston Law Center, Houston, Texas (J.D., summa cum laude, 1991)

Loyola University of the South, New Orleans, Louisiana (B.A., cum laude, 1988)

Strake Jesuit College Preparatory, Houston, Texas (Diploma, cum laude, 1983)

PROFESSIONAL EXPERIENCE: Partner, Heard, Robins, Cloud, & Black, L.L.P., Houston, Texas, November, 1998 to Present.

Partner, Lewis Law Firm, Houston, Texas, November 1997 to November, 1998.

Trial Lawyer, Lewis Law Firm, Houston, Texas, November, 1996 to November, 1997.

Trial Lawyer, Fisher, Gallagher & Lewis, L.L.P., Houston, Texas, April, 1992 to November, 1996.

Associate, Scott, Douglass & Luton, L.L.P., Houston, Texas, August, 1990 to April, 1992.

Summer Associate, Vinson & Elkins, L.L.P., Houston, Texas, May, 1990 to July, 1990 (permanent offer received and declined).

Law Clerk, Scott, Douglass & Luton, L.L.P., Houston, Texas, January, 1990 to May, 1990.

Summer Associate, Fulbright & Jaworski, L.L.P., Houston, Texas, July, 1990 to August, 1990 (permanent offer received and declined).

Law Clerk, Fisher, Gallagher & Lewis, L.L.P., Houston, Texas, June, 1988 to August, 1988, June, 1989 to January 1990.

AWARDS AND HONORS:

Fellow, Texas Bar Foundation.

Member, The Million Dollar Advocates Forum.

Member, International Who's Who of Professionals, 1995.

Recipient, University of Houston Law Foundation Academic Excellence Award, 1991 (for graduating with highest average in law class).

Recipient, A.A. White Dean's Scholarship for Highest Average in Law Class, 1989.

Articles Editor, Houston Law Review, 1990-1991.

Bankston, Wright & Greenhill Award for Highest Average in Torts, 1989.

Susman & Godfrey Award for Best Law Review Paper in the Area of Civil Litigation, 1990 ("Voir Dire in Texas After *Babcock v. Northwest Memorial Hospital*," 28 Houston Law Review 487, 1991).

Order of the Coif.

Order of the Barons.

LICENSURE:

Admitted to New Mexico and Texas Bars; also admitted to practice before U.S. District Court, Southern and Eastern Districts of Texas, and the District of New Mexico.

PROFESSIONAL ORGANIZATIONS:

Member, State Bar of Texas.

Member, State Bar of New Mexico.

Member, American Association for Justice.

Member, New Mexico Trial Lawyers Association.

Member, Million Dollar Advocates Forum.

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JAMES M. SHAUGHNESSY

Mr. Shaughnessy joined Milberg as partner in 2001. He started his legal career as a litigation associate at Casey, Lane & Mittendorf in 1969 and became a litigation partner at the firm in 1976. In 1982, Mr. Shaughnessy co-founded the firm of Haythe & Curley, (now the New York office of Torys LLP) and was the firm's original litigation partner. He was the managing partner of Haythe & Curley for two years. In 1987, Mr. Shaughnessy joined the firm of Windels, Marx, Davies & Ives (now known as Windels, Marx, Lane & Mittendorf, LLP) as a litigation partner. He was the chairman of the Windels, Marx Litigation Department from 1988 through 1998, and was a member of the firm's Executive Committee from 1990 to 1992.

Over the course of his career, Mr. Shaughnessy has specialized in securities, insurance, aviation, bankruptcy, mass tort and qui tam litigation. Mr. Shaughnessy was lead defense counsel for Pan American World Airways, Inc. in *In re Air Disaster at Lockerbie Scotland on December 21, 1988*, M.D.L. 799 (TCP) (E.D.N.Y.), and tried the liability issues in that case on behalf of Pan Am to a jury for three months. More recently, Mr. Shaughnessy was Plaintiffs' Liaison Counsel in the Zyprexa mass tort litigation and was a member of the Plaintiffs' Steering Committee in the *Avandia* mass tort litigation.

Mr. Shaughnessy is a 1969 *cum laude* graduate of New York University School of Law where he was a member of the Order of the Coif, the Managing Director of the Moot Court Board and a recipient of the Benjamin F. Butler Award upon graduation. Mr. Shaughnessy is admitted to practice in the States of New York, California and New Jersey, as well as the United States Supreme Court and numerous other Federal jurisdictions.