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IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

) 3:09-md-02100-DRH-PMF
IN RE YASMIN AND YAZ)
(DROSPIRENONE) MARKETING,)
SALES PRACTICES AND PRODUCTS)
LIABILITY LITIGATION,)
) MDL No. 2100
)

TRANSCRIPT OF PROCEEDINGS
STATUS CONFERENCE
JUNE 16, 2014
BEFORE THE HONORABLE DAVID R. HERNDON
CHIEF UNITED STATES DISTRICT COURT JUDGE

APPEARANCES:

For the Plaintiffs: Mark R. Niemeyer, Michael A. London,
Michael Burg, Roger C. Denton, Seth A. Katz

For the Defendant: Adam Hoeflich, John Galvin, Susan Weber,
Prentiss Hallenbeck, Jr., Lisa Floro, Gary McConnell

Court Reporter:	Laura A. Esposito, RPR, CRR
	U.S. District Court
	750 Missouri Avenue
	East St. Louis, IL 62201
	(618) 482-9481

Proceedings recorded by mechanical stenography;
transcript produced by computer.

1 **(Court convened)**

2 THE COURT: Sorry we're late, folks that are on the
3 telephone. We've called to order the conference for the MDL
4 2100, the Yasmin/YAZ MDL.

5 Who will address these matters for plaintiff and
6 for defendant? Michael Burg and Adam Hoeflich are coming to
7 the podium, which was turned around for voir dire this
8 morning. Sorry.

9 MR. BURG: Good afternoon, Your Honor.

10 MR. HOEFLICH: Good afternoon, Your Honor.

11 THE COURT: Good afternoon. So the VTE
12 settlements, how are those going?

13 MR. HOEFLICH: Adam Hoeflich for the Bayer
14 defendants, Your Honor.

15 The VTE settlements continue. We are making
16 progress and have now resolved several thousand of these
17 cases. The number's now over 8,000. The negotiations on
18 the remaining cases continue and we continue to make
19 progress with plaintiffs.

20 THE COURT: Okay. Thanks.

21 MR. BURG: Your Honor, Michael Burg on behalf of
22 the plaintiffs.

23 I would agree with Mr. Hoeflich. There are still a
24 number of cases to be resolved but we're making progress,
25 and there's meetings set up and we continue to negotiate VTE

1 cases.

2 *THE COURT:* Thank you very much.

3 The gallbladder resolution program is proceeding.
4 I know there have been a few issues, but it's proceeding,
5 and I know we have some paperwork that's not in. We have
6 some that are in review. What's -- how would you sum it up,
7 gentlemen?

8 *MR. BURG:* Well, Your Honor, there's been some
9 problem getting paperwork back from counsel who represent
10 the people in the gallbladder settlement. As we have talked
11 about, we're going to be getting in contact with those
12 lawyers, but those that are listening in, we need to get
13 those documents back so we can get final resolution of all
14 the gallbladder cases. So again, the hold-up has been
15 trying to get the documents back, and we encourage everyone
16 to do it timely and get it done so we can move forward.

17 *THE COURT:* Each case is not a lot of money, I
18 know, but it is some money, and it doesn't make any sense
19 not to get the paperwork in and effectively forfeit that
20 money on behalf of -- to the detriment of clients. I don't
21 understand why people wouldn't get the documentation in and
22 risk forfeiture of the money. Just doesn't make any sense.
23 So I would encourage everybody out there to get your
24 documentation in and clients in line to collect the money.

25 So the next matter is the ATE and PFO cases.

1 MR. BURG: Yes, Your Honor. Again, Michael Burg.

2 With regard to the ATE, we have a proposed plan
3 with regard to setting up a schedule. I know the defendants
4 also have a plan. We are going to submit them to Your Honor
5 and we're going to do that prior to the next hearing in
6 front of you, and then there'll be a determination by you,
7 Your Honor, as to how we proceed with regard to the ATE
8 cases.

9 With regard to the PFO cases, we have submitted
10 expert reports to the defendants. I've been told by
11 Mr. Hoeflich that they are reviewing those, that some of
12 those have been settled, some have not, and we continue to
13 press forward to try to get resolution of those cases.

14 THE COURT: Anything to add to that, Mr. Hoeflich?
15 I guess not?

16 MR. HOEFLICH: Nothing to add, Your Honor.

17 THE COURT: Okay, thanks. So we'll have the next
18 conference -- I didn't write it down. Did we decide on
19 August the 4th?

20 MR. BURG: August the 4th at 4:30 in the courtroom.

21 THE COURT: Yeah. Going to be picking a jury again
22 that day, so -- okay. So August the 4th at 4:30. If
23 there's nothing else, we stand adjourned. Thanks, folks.
24 Appreciate your work.

25 **(Court adjourned)**

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REPORTER'S CERTIFICATE

I, Laura A. Esposito, RPR, CRR, CCR(MO), Official Court Reporter for the U.S. District Court, Southern District of Illinois, do hereby certify that I reported in shorthand the proceedings contained in the foregoing 4 pages, and that the same is a full, true, correct, and complete transcript from the record of proceedings in the above-entitled matter.

Dated this 4th day of August, 2014.

LAURA A. ESPOSITO, RPR, CRR, CCR