

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

IN RE: TYLENOL (ACETAMINOPHEN)
MARKETING, SALES PRACTICES AND
PRODUCTS LIABILITY LITIGATION

MDL No. 2436

2:13-md-02436

HON. LAWRENCE F. STENGEL

This Document Relates to:

ALL CASES

CASE MANAGEMENT ORDER NO. *22*
Claimant Census Order

The Court hereby orders as follows:

1. Within ten (10) business days of the entry of this Order, each counsel of record in any case pending in this MDL shall serve or ensure that co-counsel has served a “Claimant Census”, as described more fully below.
2. For purposes of this Order, “Claimants” shall include the following persons who have actual or potential causes of action based on liver injury allegedly caused by Tylenol:
 - (a) All persons who filed suit in, or had their claims transferred to, this MDL on or before February 10, 2017, and such case has not been dismissed;
 - (b) All persons who have filed suit **in any state or federal court** on or before February 10, 2017, and such case has not been dismissed, and
 - (c) All persons who have not filed suit, but who retained a counsel of record in this MDL on or before February 10, 2017.
3. The Claimant Census Form, attached, shall include the following information in an excel file format:

- (a) Last Name of Claimant;
 - (b) First Name of Claimant;
 - (c) If applicable: First and Last Name of Person on Whose Behalf Claim is Filed (e.g., Estate of Decedent or Minor);
 - (d) Date of Birth of Claimant or, if applicable, the person named in Question c;
 - (e) Claim of Injury Arising From Liver Damage Allegedly Caused by Tylenol, “Yes” or “No”;
 - (f) “Death,” “Transplant,” “Hospitalization”; or “No Death/Transplant or Hospitalization”
 - (g) Date of Claimed Injury;
 - (h) The name of the primary law firm representing Claimant;
 - (i) The name(s) of any other law firms representing Claimant (excluding referral counsel);
 - (j) Minor? “Yes” or “No”; and
 - (k) MDL, NJ, or NCF (“no case filed”).
4. Each individual Claimant should be listed on only one Claimant Census Form. If a Claimant is represented by multiple law firms, one counsel shall be designated as primary counsel for purposes of filing the Claimant Census Form.
5. If any counsel with a Tylenol matter pending before this Court has been retained by a Claimant, and counsel fails to include said person in the Claimant Census ordered herein:
- (a) Upon motion by Defendants, counsel shall show cause within 21 days as to why counsel failed to comply with this Order, and therefore should not be disqualified from representing such Claimants for a failure to accurately include such person within the Claimant Census ordered herein;

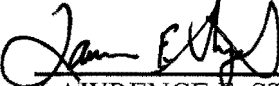
and

(b) In any current or future lawsuit filed on behalf of such Claimant, the Implementation Order, entered on this date, shall apply to such Claimant.

6. Each such Claimant Census ordered herein shall be served on Plaintiffs' Liaison Counsel, Laurence Berman, via email to lberman@lfsblaw.com with a copy to Patricia D'Andrea at pdandrea@lfsblaw.com and TylenolClaims@lfsblaw.com, and counsel for the Defendants, Brian Jackson, via email at MDLTylenol@butlersnow.com, with a copy to Catherine Mason, catherine.mason@butlersnow.com.

It is **SO ORDERED**.

BY THE COURT:

 2/21/17
LAURENCE F. STENGEI, J.

Last Name of Claimant	First Name of Claimant	First and Last Name of Plaintiff, if different from Columns A and B	Date of Birth of Claimant	Claim of Injury Arising from liver damage allegedly caused by Tylenol	"Death", "Transplant" or "Hospitalization" or "No Death/Transplant or Hospitalization"	Date of Claimed Injury	The name of the primary law firm representing claimant	Minor? "Yes" or "No"	MDL, NJ, or NCF ("no case filed")
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