

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS

_____)
IN RE: PRADAXA)	3:12-md-02385-DRH-SCW
(DABIGATRAN ETEXILATE))	
PRODUCTS LIABILITY ACTION)	MDL No. 2385
_____)

This Document Relates to:

ALL CASES

TRANSCRIPT OF PROCEEDINGS
STATUS CONFERENCE
DECEMBER 18, 2014
BEFORE THE HONORABLE DAVID R. HERNDON
CHIEF UNITED STATES DISTRICT COURT JUDGE

APPEARANCES:

For the Plaintiffs: Roger C. Denton; Seth A. Katz;
Mark R. Niemeyer; Steve Davis

For the Defendant: Robert Limbacher; Paul W. Schmidt; W.
Jason Rankin

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: I'm sorry that we're late. We had much
3 to talk about. So we've called to order the status
4 conference on the Pradaxa MDL-2385. Who's going to approach
5 the podium and present these matters? Roger Denton,
6 Bob Limbacher. Mr. Denton for the plaintiff; Mr. Limbcher
7 for the defendants.

8 The first item on the agenda is report on the
9 settlement from the parties, as well as Providio, Brown
10 Greer, and Special Master. Mr. Denton?

11 MR. DENTON: Yes, Your Honor. Thank you.
12 Roger Denton.

13 As the Court knows, as reported to you, Brown Greer
14 has finished their review and their allocations and the
15 appeals have been dissolved by the Special Master on the
16 timeline originally set, which is a standing, and so we are
17 in a position now to -- with some lien resolutions resolved,
18 ready to start rolling out payments for about 1500 claimants
19 by the end of this month. We expect another thousand or
20 more in January, and then in February waves every two weeks
21 until completed. So it's on schedule and we're ready to
22 start paying out for certain claimants.

23 THE COURT: Great. Thanks. Anything else on that
24 subject?

25 MR. LIMBACHER: No, Your Honor.

1 *THE COURT:* All right. Does that cover also the
2 time -- the second agenda item, timing and schedule of
3 payments?

4 *MR. DENTON:* Yes, Your Honor. That's one and two.

5 *THE COURT:* The update on nonparticipating
6 claimants and plaintiffs?

7 *MR. LIMBACHER:* Mr. Hudson gave the Court and the
8 parties a brief update with regard to the very few number of
9 opt-out cases and cases that have been filed in the MDL
10 since the parties entered into the MSA. I don't know if
11 there's anything more to add on that.

12 *MR. DENTON:* No, Your Honor, not from the
13 plaintiffs' side.

14 *THE COURT:* Okay. All right. Now, it's clear that
15 the Special Master keeps getting requests about Phase II
16 claims. It's clear there will be no Phase II claims. So if
17 anybody has any question about that, it's just -- there are
18 not going to be any Phase II claims, so might as well end
19 your inquiries about that at the present time.

20 Anything else before we talk about the next
21 conference date?

22 *MR. DENTON:* Not from the plaintiffs, Your Honor.

23 *MR. LIMBACHER:* Nothing, Your Honor.

24 *THE COURT:* All right. So the next conference will
25 be February the 18th at -- conference here in the courtroom

1 will be 12:30. I've got a trial set, so over the lunch
2 hour. If there's nothing further, we stand adjourned.
3 Again, I'm sorry for the delay.

4 **(Court adjourned)**

5 * * * *

6
7 **REPORTER'S CERTIFICATE**

8 I, Laura A. Esposito, RPR, CRR, CCR(MO), Official Court
9 Reporter for the U.S. District Court, Southern District of
10 Illinois, do hereby certify that I reported in shorthand the
11 proceedings contained in the foregoing 3 pages, and that the
12 same is a full, true, correct, and complete transcript from
13 the record of proceedings in the above-entitled matter.

14 Dated this 23rd day of December, 2014.

15 _____
16 LAURA A. ESPOSITO, RPR, CRR, CCR
17
18
19
20
21
22
23
24
25