

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF ILLINOIS**

IN RE PRADAXA)	MDL No. 2385
(DABIGATRAN ETEXILATE))	3:12-md-02385-DRH-SCW
PRODUCTS LIABILITY)	Judge David R. Herndon
LITIGATION)	

This Document Relates to:

ALL CASES

CASE MANAGEMENT ORDER NO. 76
Initial Claimant Identification Certification Order

HERNDON, Chief Judge:

With Regard to the initial identification of Pradaxa Claimants represented by each counsel having a case pending in this proceeding, and the Initial Claimant Identification Certification by such counsel, the Court hereby **Orders as Follows:**

1. Within seven (7) days hereof, Counsel of record in a case pending before this Court shall certify the following: the identities of the plaintiffs, civil action numbers and jurisdiction of each case filed by said counsel, whether such cases were filed in state or federal court, and with respect to each Claimant he or she has been retained by, whether or not such Claimant's case has or has not been filed, and provide the information contained in Paragraph 2;

2. The “Initial Claimant Identification Certification,” the form of which is attached hereto as Exhibit A, shall include the following information in an excel file format, which shall reflect counsel’s good faith belief of which settlement tier each Pradaxa Claimant falls into:

- (a) Column A: Last Name of Pradaxa Claimant¹;
- (b) Column B: First Name of Pradaxa Claimant;
- (c) Column C: Date of Birth of Pradaxa Claimant;
- (d) Column D: Ingestion of Pradaxa Documented, “Yes” or “No”;
- (e) Column E: Bleed Confirmed While Ingesting Pradaxa, Established, “Yes” or “No”;
- (f) Column F: “Death,” “Bleeding Event” or “Other Injury”;
- (g) Column G: Date of initial “Bleeding Event”;
- (h) Column H: If “Death,” estimated number of days between initial Bleeding Event and death;
- (i) Column I: If “Injury,” number of days in hospital following bleed;
- (j) Column J: The name of the primary law firm representing plaintiff/claimant; and
- (k) Column K: which Phase One Payment category, as described in Paragraph 8.2(a) in the Pradaxa Product Liability Litigation Master Settlement Agreement, counsel for each Pradaxa Claimant believes his or her client fits within.

¹ For death claims included in the Initial Claimant Identification Certification, “Pradaxa Claimant” is the decedent.

3. If any counsel has been retained by a person claiming an injury by virtue of taking Pradaxa, and counsel fails to include said person in the Initial Claimant Identification Certification ordered herein:
 - (a) said counsel shall, upon Motion by Defendants show cause within 21 days thereafter, as to why said counsel failed to comply with this Order, and therefore should not be disqualified from representing such Pradaxa Claimants for a failure to accurately include such person within the Registration Certification ordered herein.
 - (b) in any future lawsuit filed on behalf of such person, the terms of this Court's Implementation Order, entered on this date, shall be complied with;
4. Each such Initial Claimant Identification Certification ordered herein shall be filed in this Court under seal within seven (7) days of the date of this Order, with a copy provided to

Plaintiffs' Liaison Counsel, Mark Niemeyer via email to Niemeyer@onderlaw.com, and Defendants' Negotiating Counsel, Robert Limbacher via email to rlimbacher@gdldlaw.com.

SO ORDERED

 Digitally signed by
David R. Herndon
Date: 2014.05.29
07:13:20 -05'00'

Chief Judge
United States District Judge

Date: May 29, 2014