

IN THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY  
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA

IN RE: TRASYLOL LITIGATION : TRIAL DIVISION – CIVIL  
: JUNE TERM, 2008  
: NO. 5229

DOCKETED  
COMPLEX LIT CENTER

JUL 7 - 2008

ORDER

J. STEWART

AND NOW, this 2nd day of July, 2008, it is hereby ORDERED that after consideration of defense counsel's request for the creation of a Trasylol Litigation Mass Tort Program and plaintiffs' counsel's response thereto, said request is GRANTED. Accordingly, all currently filed cases shall be transferred to the Complex Litigation Center sub Trasylol Litigation Mass Tort Program. (See attached exhibit to defense counsel's letter dated June 16, 2008 for list of Trasylol cases identified and filed, to date.)

To further the objectives of coordination, all Trasylol cases are hereby stayed in all respects, except that plaintiffs' counsel may protect the Statute of Limitations period for any claimant by filing a Writ of Summons and defense counsel may enter their respective appearances in each case, but shall not serve a Rule to File Complaint.

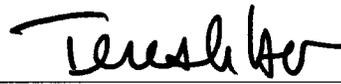
Accordingly, there shall be no further pleadings, motions, or discovery proceedings, including but not limited to Preliminary Objections, Answers and subpoenas, until further Order of this Court. Responses to any pending discovery requests are stayed until further Order of this Court.

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PURSUANT TO Pa.R.C.P. 236(b)

JUL 7 - 2008

FIRST JUDICIAL DISTRICT OF PA  
USER I.D.: \_\_\_\_\_

BY THE COURT:

  
ALLAN L. TERESHKO, J.  
Coordinating Judge  
Complex Litigation Center

In Re: Trasylol Litigation-ORDER



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The Honorable Allan L. Tereshko  
June 16, 2008  
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James McHugh, Esquire (by facsimile, with enclosure)  
Niki Trunk, Esquire (by facsimile, with enclosure)  
Leonard V. Fodera, Esquire (by facsimile, with enclosure)  
Michael Lalli, Esquire (by facsimile, with enclosure)  
Scott Levensten, Esquire (by facsimile, with enclosure)  
James R. Ronca, Esquire (by facsimile, with enclosure)  
Thomas R. Kline, Esquire (by facsimile, with enclosure)  
Lee B. Balefsky, Esquire (by facsimile, with enclosure)  
Michelle L. Tiger, Esquire (by facsimile, with enclosure)  
W. Steven Berman, Esquire (by facsimile, with enclosure)

TRASYLOL CASES IN COURT OF COMMON PLEAS – PHILADELPHIA

|    | <b>CASE NAME</b>   | <b>COURT<br/>TERM AND<br/>NUMBER</b> | <b>PLAINTIFF'S<br/>ATTORNEY</b>  |
|----|--|--------------------------------------|--|
| 1. | BRADY FOX v. BAYER CORPORATION, et al.   | Sept. Term, 2007,<br>No. 000277      | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 2  | BRADY FOX v. BAYER HEALTHCARE PHARMACEUTICALS INC. and BAYER PHARMACEUTICALS CORPORATION                                 | Jan. Term. , 2008,<br>No. 000393     | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 3. | JOYCE GREEN, in her own right and as executrix of the ESTATE OF FRANK GREEN, v. BAYER CORPORATION, et al.                | Sept. Term, 2007,<br>No. 001904      | SILVERMAN &<br>FODERA, P.C.<br>Leonard V. Fodera<br>Michael Lalli                  |
| 4. | RAYMOND DE TORO and REBECCA DE TORO v. BAYER CORPORATION, et al.   | Sept. Term, 2007,<br>No. 003428      | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 5  | RAYMOND DE TORO and REBECCA DE TORO v. BAYER HEALTHCARE PHARMACEUTICALS INC.   | Jan. Term., 2008,<br>No. 000384      | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 6  | HARRIET BALOGH, Individually and as Personal Representative for the ESTATE OF JOSEPH BALOGH v. BAYER CORPORATION, et al. | Oct. Term, 2007,<br>No. 000614       | THE LEVENSTEN<br>LAW FIRM, P.C.<br>Scott Levensten                                 |
| 7. | RODGER A. GLUNT, Individually and as Administrator of the ESTATE OF SUSAN GLUNT v. BAYER CORPORATION, et al.             | Nov. Term, 2007,<br>No. 001080       | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |

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| 8.  | BETTY COOPER and GLENN COOPER v. BAYER CORPORATION, et al.   | Dec. Term, 2007,<br>No. 000146  | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 9.  | STELLA H. PIDGEON, Individually and as Administratrix of the ESTATE OF JOHN F. PIDGEON v. BAYER CORPORATION, et al.      | Dec. Term, 2007,<br>No. 002127  | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 10. | ELAINE NELSON, Individually and as Administratrix of the ESTATE OF JOHN J. NELSON, Deceased v. BAYER CORPORATION, et al. | Dec. Term., 2007,<br>No. 003336 | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 11. | MIRIAM SPITZ DOMNITZ and ESTATE OF JACK DOMNITZ v. BAYER CORPORATION, et al.   | Dec. Term, 2007,<br>No. 003458  | THE LEVENSTEN<br>LAW FIRM, P.C.<br>Scott Levensten                                 |
| 12. | ROY PAIS, Individually and as Administrator for the ESTATE OF LANCELETTE PAIS v. BAYER CORPORATION, et al.               | Dec. Term, 2007,<br>No. 004575  | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 13. | PATRICK WILSON v. BAYER CORPORATION, et al.  | Dec. Term, 2007,<br>No. 004581  | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 14. | JOSEPH TONGISH, Individually and as Administrator for the ESTATE OF WILMA TONGISH v. BAYER CORPORATION et al.            | Jan. Term, 2008,<br>No. 000395  | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 15. | PATRICIA BAASCH, Individually and as Administrator for the ESTATE OF CHERI SUMPMANN v. BAYER CORPORATION, et al.         | Jan. Term, 2008,<br>No. 002316  | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 16. | ROBERT HERTEL, Individually and as Administrator for the ESTATE OF CAROLYN HERTEL v. BAYER CORPORATION, et al.           | Jan. Term, 2008,<br>No. 002320  | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |

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| 17. | ROBERT SIPE v. BAYER CORPORATION, et al.  | Jan. Term, 2008,<br>No. 002325 | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 18. | WILLIAM KING, Individually and as Administrator for the ESTATE OF ESTELLE KING v. BAYER CORPORATION, et al.   | Jan. Term, 2008,<br>No. 002327 | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                                 |
| 19. | GEORGE G. THOMPSON, STEPHEN W. THOMPSON, KAREN M. THOMPSON, and DANIEL MURPHY, Individually and as Co-Representatives of the ESTATE OF EVELYN THOMPSON v. BAYER CORPORATION, et al. | Jan Term, 2008,<br>No. 002816  | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 20. | RONALD A. BEAVER AND SHELLEY BEAVER, h/w v. BAYER CORPORATION, et al.   | Jan. Term, 2008,<br>No. 002979 | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 21. | JOSEPH C. RICE and SUSAN RICE, h/w v. BAYER CORPORATION, et al.   | Jan. Term, 2008,<br>No. 002980 | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 22. | SYLVIA BALDELLI and WILLIAM BALDELLI v. BAYER CORPORATION, et al.   | Jan. Term, 2008,<br>No. 003064 | THE LEVENSTEN<br>LAW FIRM, P.C.<br>Scott Levensten                                 |
| 23. | DAVID FOSTER, Individually and as Administrator of the ESTATE OF MARY C. FOSTER v. BAYER CORPORATION et al.   | Jan. Term, 2008,<br>No. 003065 | THE LEVENSTEN<br>LAW FIRM, P.C.<br>Scott Levensten                                 |
| 24. | WILLIAM B. LEDGER and DONNA L. LEDGER, h/w v. BAYER CORPORATION, et al.   | Jan. Term, 2008,<br>No. 004433 | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |

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| 25. | LAWRENCE D. MATTHEWS, III and JANET T. MATTHEWS, h/w v. BAYER CORPORATION, et al.   | Feb. Term, 2008,<br>No. 001254 | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 26. | MARY M. BURT v. BAYER CORPORATION,<br>et al.  | Feb. Term, 2008,<br>No. 001257 | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 27. | NANCY L. JERRELL, Individually and as<br>Personal Representative of the ESTATE OF<br>ROY L. JERRELL v. BAYER CORPORATION,<br>et al.         | Feb. Term, 2008,<br>No. 001259 | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 28. | TERRY COTTON, Individually and as Personal<br>Representative for the Estate of JAMES<br>ALEXANDER, Deceased v. BAYER<br>CORPORATION, et al. | Feb. Term, 2008,<br>No. 03367  | THE LEVENSTEN<br>LAW FIRM, P.C.<br>Scott Levensten                                 |
| 29. | RUSSELL ALSTON, Individually and as<br>Administrator of the Estate of MARY ALSTON<br>v. BAYER CORPORATION, et al.                           | March Term,<br>2008, No. 01147 | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |
| 30. | SYLVIA LAVIN, Individually and as Personal<br>Representative for the Estate of FREDERICK<br>LAVIN, Deceased v. BAYER CORPORATION,<br>et al. | March Term 2008,<br>No. 01827  | THE LEVENSTEN<br>LAW FIRM, P.C.<br>Scott Levensten                                 |
| 31. | EMMA C. DAVIS, Individually and as Executor<br>of the Estate of LEON M. DAVIS v. BAYER<br>CORPORATION, et al.                               | March Term,<br>2008, No. 02992 | ANAPOL,<br>SCHWARTZ, WEISS,<br>COHAN, FELDMAN<br>& SMALLEY, P.C.<br>James R. Ronca |

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| 32 | STEPHANIE SPIEKER, Individually, KARL H. SPIEKER, Co-Executor of the Estate of HUBERT E. SPIEKER, JR., Dec'd, and MARGARET L. JOHNSON, Co-Executor of the Estate of HUBERT E. SPIEKER, JR., Dec'd v. BAYER CORPORATION, BAYER HEALTHCARE PHARMACEUTICALS INC, BAYER HEALTHCARE A.G. | March Term,<br>2008, No. 03547 | KLINE & SPECTER<br>Thomas R. Kline<br>Lee B. Balefsky<br>Michelle L. Tiger |
| 33 | KIRK D. KRIEGER and ANNA KRIEGER, h/w v. BAYER CORPORATION, BAYER HEALTHCARE PHARMACEUTICALS INC., and BAYER HEALTHCARE A.G.  | March Term,<br>2008, No. 03648 | KLINE & SPECTER<br>Thomas R. Kline<br>Lee B. Balefsky<br>Michelle L. Tiger |
| 34 | ALBERT GROTE, INDIVIDUALLY AND AS THE ADMINISTRATOR FOR THE ESTATE OF LYLE GROTE V. BAYER CORPORATION, BAYER AG, BAYER HEALTHCARE PHARMACEUTICALS INC., BAYER PHARMACEUTICALS CORPORATION, BAYER PHARMACEUTICALS DIVISION-NORTH AMERICA   | April Term, 2008,<br>No. 01757 | LOPEZ MCHUGH,<br>LLP<br>James McHugh<br>Niki Trunk                         |
| 35 | CHERYL A. RODGERS, INDIVIDUALLY AND AS EXECUTRIX OF THE ESTATE OF IDA WEISS V. BAYER CORPORATION, BAYER PHARMACEUTICALS CORPORATION, BAYER HEALTHCARE, A.G.   | May Term, 2008<br>No. 03915    | NAPOLI BERN &<br>ASSOCIATES, LLP<br>W. Steven Berman                       |