

IN THE COURT OF COMMON PLEAS  
PHILADELPHIA COUNTY, CIVIL TRIAL DIVISION

IN RE: YAZ®, YASMIN®, OCELLA® PRODUCT  
LIABILITY LITIGATION

SEPTEMBER TERM, 2009

NO. 1307

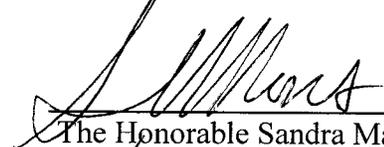
*APPLICABLE TO ALL CASES*

**CASE MANAGEMENT ORDER NO. 1(a)**  
**(SHORT-FORM COMPLAINT)**

This Order supplements *Case Management Order No. 1 (CMO-1)* which refers to the filing of a *Short Form Complaint* in both previously and newly filed cases. ((*CMO-1* at IV (B)(3-10) and IV(C)(1-11)).

The *Short Form Complaint* attached hereto as Exhibit "1" has been agreed to by the Parties and shall be used consistent with *CMO-1*.

IT IS SO ORDERED, BY THE COURT

  
\_\_\_\_\_  
The Honorable Sandra Mazer Moss  
10/6/09

In Re: Yaz/Yazmin/Ocella Litigation-CMOIS



0909013070007

**EXHIBIT “1”**  
**CMO 1-a**

**IN THE COURT OF COMMON PLEAS  
PHILADELPHIA COUNTY, CIVIL TRIAL DIVISION**

**IN RE: YAZ®, YASMIN®, OCELLA® LITIGATION**

**SEPTEMBER TERM, 2009**

**NO. 1307**

***APPLICABLE TO ALL CASES***

**NOTICE TO PLEAD  
(Short Form Complaint)**

**NOTICE** You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you. **YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. PHILADELPHIA COUNTY BAR ASSOCIATION LAWYER REFERRAL AND INFORMATION SERVICE 1101 MARKET STREET, 11<sup>TH</sup> FLOOR PHILADELPHIA, PENNSYLVANIA 19107 TELEPHONE: (215) 238-1701**

**AVISO** Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de lan demanda y la notificacion. Hace falta asentar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademias, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiendandes u otros derechos importantes para usted. **LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFICIENTE DE PAGAR TAL SERVICIO, VAYA EN PERSONA O LLAME POR TELEFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL. ASOCIACION DE LICENCIADOR DE PHILADELPHIA VICIO DE REFERENCIA DE INFORMACION LEGAL 1101 MARKET STREET, 11<sup>TH</sup> FLOOR PHILADELPHIA, PENNSYLVANIA 19107 TELEFONO: (215) 238-1701**

**IN THE COURT OF COMMON PLEAS  
PHILADELPHIA COUNTY, CIVIL TRIAL DIVISION**

**IN RE: YAZ®, YASMIN®, OCELLA® LITIGATION**

*Individual Case Name:* \_\_\_\_\_

*Individual Curt Term and Number:* \_\_\_\_\_

**MASTER DOCKET –  
SEPTEMBER TERM, 2009  
NO. 1307**

**CIVIL ACTION COMPLAINT - SHORT FORM**

Plaintiffs incorporate by reference Plaintiffs' *Master Long Form Complaint* filed in *In Re Yaz®, Yasmin® Ocella® Litigation* in Philadelphia County Court of Common Pleas, filed as of October 1, 2009 under Master Docket Number September Term, 2009, No 1307. Pursuant to *Case Management Order No. 1* dated September 18, 2009 and *Case Management Order No. 1(a)* by the Honorable Sandra Mozer Moss, Philadelphia County Court of Common Pleas, the following *Short Form Complaint* is utilized in the above-captioned action.

Plaintiff selects and indicates by checking-off where requested, those products, parties and claims that are specific to her case. Where certain claims require, pursuant to Pennsylvania law, specific pleading or case-specific facts and individual information, Plaintiff shall add and include them herein. *See* footnote 1 below.

Plaintiff, by and through their undersigned counsel, allege as follows:

1. (a) Plaintiff, \_\_\_\_\_, is an individual who resides at

\_\_\_\_\_  
\_\_\_\_\_

(herein referred to as the "Plaintiff").

(b) Plaintiff's date of birth is \_\_\_\_\_.

(c) Plaintiff is married to \_\_\_\_\_.

2. Check all that apply and complete for each that you have checked:

Plaintiff ingested **Yaz®** from approximately \_\_\_\_\_ to \_\_\_\_\_ which caused her injury.

Plaintiff ingested **Yasmin®** from approximately \_\_\_\_\_ to \_\_\_\_\_ which caused her injury.

Plaintiff ingested **Ocella®** from approximately \_\_\_\_\_ to \_\_\_\_\_ which caused her injury.

3. Plaintiff was prescribed and/or otherwise obtained Yaz® /Yasmin®/Ocella® by or from [identify prescribing or supplying doctor] \_\_\_\_\_ located \_\_\_\_\_, and purchased or obtained said medications from [pharmacy or supplier] \_\_\_\_\_.

4. Plaintiff alleges she suffered: \_\_\_\_\_ on or about \_\_\_\_\_, diagnosed by \_\_\_\_\_, which is alleged to have been caused by the drug or drugs set forth in Paragraph 2 above.

[If there is more than one injury please repeat Paragraph 4 for each injury]

5. The following claims asserted in the *Master Long Form Complaint*, and the allegations with regard thereto in the *Master Long Form Complaint*, are herein adopted by reference:

Check if Applicable	Count Number <sup>1</sup>	Count
<input type="checkbox"/>	I	Strict Liability
<input type="checkbox"/>	II	Breach of Implied Warranty of Merchantability
<input type="checkbox"/>	III	Breach of Implied Warranty of Fitness for a Particular Purpose
<input type="checkbox"/>	IV	Negligent Failure to Warn
<input type="checkbox"/>	V	Negligence
<input type="checkbox"/>	VI	Negligent Misrepresentation
<input type="checkbox"/>	VII	Breach of Express Warranty
<input type="checkbox"/>	VIII	Fraud
<input type="checkbox"/>	IX	Violations of Consumer Protection Laws
<input type="checkbox"/>	X	Loss of Consortium
<input type="checkbox"/>	XII	Wrongful Death
<input type="checkbox"/>	XIII	Survival Action

<sup>1</sup>If additional Counts and/or Counts directed to Defendants are alleged, the specific facts supporting these allegations must be pleaded by the Plaintiff in a manner complying with the requirements of the Pennsylvania Rules of Civil Procedure, and the particular Defendants against whom they are alleged must be specifically identified on a separate sheet of paper attached to the *Short Form Complaint*. If additional Counts and/or Counts directed to other persons or entities are alleged, the specific facts supporting these allegations must be pleaded by the Plaintiff in a manner complying with the requirements of the Pennsylvania Rules of Civil Procedure, the Defendants against whom they are alleged must be specifically identified on a separate sheet of paper attached to the *Short Form Complaint* and those new Defendants must be served in accordance with all applicable rules, laws and treaties.

7. Plaintiff asserts the following additional theories against these Defendants (*See* FN 1):


8. Plaintiff asserts the following additional theories against other Defendants (*See* FN 1):


**WHEREFORE**, Plaintiffs pray for relief as set forth in the Plaintiffs' *Master Long Form Complaint in In Re Yaz®*, *Yasmin® Ocella® Litigation* in Philadelphia County Court of Common Pleas.

---

Name  
Firm  
Address  
Phone  
Fax  
Email  
*Attorneys for Plaintiff*