

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**NOTICE OF HEARING SESSION**

Pursuant to the order of the United States Judicial Panel on Multidistrict Litigation filed today, notice is hereby given that a hearing session has been scheduled to consider various matters pursuant to 28 U.S.C. § 1407.

DATE OF HEARING SESSION: **December 1, 2011**

LOCATION OF HEARING SESSION: Tomochichi United States Courthouse  
3rd Floor Courtroom  
125 Bull Street  
Savannah, Georgia 31402-8286

TIME OF HEARING SESSION: In those matters designated for oral argument, counsel presenting oral argument must be present at **8:30 a.m.** in order for the Panel to allocate the amount of time for oral argument. Oral argument will commence at **9:30 a.m.**

SCHEDULED MATTERS: Matters scheduled for consideration at this hearing session are listed on the enclosed Hearing Session Order and Schedule of Matters for Hearing Session.

- Section A of this Schedule lists the matters designated for oral argument and includes all actions encompassed by Motion(s) for transfer filed pursuant to Rules 6.1 and 6.2. Any party waiving oral argument pursuant to Rule 11.1(d) does not need to appear at the Hearing Session.
- Section B of this Schedule lists the matters that the Panel has determined to consider **without oral argument**, pursuant to Rule 11.1(c). Parties and counsel involved in these matters need not attend the hearing session.

ORAL ARGUMENT: The Panel carefully considers the positions advocated in filings with the Panel when it allocates time to attorneys presenting oral argument. The Panel, therefore, expects attorneys to adhere to those positions (including those concerning an appropriate transferee district). Any change in position should be conveyed to Panel staff before the beginning of oral argument. Where an attorney thereafter advocates a position different from that conveyed to Panel staff, the Panel may reduce the allotted argument time and decline to hear further from that attorney.

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For those matters listed on Section A of the Schedule, the "Notice of Presentation or Waiver of Oral Argument" must be returned to this office no later than **November 14, 2011**. The procedures governing Panel oral argument (Panel Rule 11.1) are attached. The Panel strictly adheres to these procedures.

FOR THE PANEL:

A handwritten signature in black ink, appearing to read "Jeffery N. Lüthi", with a horizontal line extending to the right.

Jeffery N. Lüthi  
Clerk of the Panel

cc: Clerk, U.S. District Court for the Southern District of Georgia

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**HEARING SESSION ORDER**

The Panel issues the following orders in connection with its next hearing session,

IT IS ORDERED that on December 1, 2011, the Panel will convene a hearing session in Savannah, Georgia, to consider the matters on the attached Schedule under 28 U.S.C. § 1407.

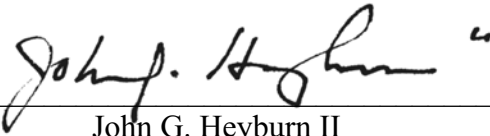
IT IS FURTHER ORDERED that the Panel may, on its own initiative, consider transfer of any or all of the actions in those matters to any district or districts.

IT IS FURTHER ORDERED that the Panel will hear oral argument on the matters listed on Section A of the attached Schedule, unless the parties waive oral argument or unless the Panel later decides to dispense with oral argument pursuant to Panel Rule 11.1(c).

IT IS FURTHER ORDERED that the Panel will consider without oral argument the matters listed on Section B of the attached Schedule pursuant to Panel Rule 11.1(c). The Panel reserves the prerogative, on any basis including submissions of parties pursuant to Panel Rule 11.1(c), to designate any of those matters for oral argument.

IT IS FURTHER ORDERED that the Clerk of the Judicial Panel on Multidistrict Litigation shall direct notice of this hearing session to counsel for all parties involved in the matters on the attached Schedule.

PANEL ON MULTIDISTRICT LITIGATION:

  
\_\_\_\_\_  
John G. Heyburn II  
Chairman

Kathryn H. Vratil  
Barbara S. Jones  
Marjorie O. Rendell

W. Royal Furgeson, Jr.  
Paul J. Barbadoro  
Charles R. Breyer

Schedule of Matters for Hearing Session, Section A  
Savannah, Georgia

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MDL No. 2298 (Continued)

Southern District of New York

Stacey B. Fishbein v. All Market Inc., C.A. No. 1:11-05580

MDL No. 2299 -- **IN RE: ACTOS PRODUCTS LIABILITY LITIGATION**

Motion of plaintiffs Glen Weant, et al., for centralization of the following actions in the United States District Court for the Southern District of Illinois or, in the alternative, the United States District Court for the Central District of California:

Central District of California

Jules Berck v. Takeda Pharmaceuticals America Inc., et al., C.A. No. 5:11-01226

Northern District of Illinois

James Carter v. Takeda Pharmaceuticals America, Inc., et al., C.A. No. 1:11-05686

Southern District of Illinois

Gus Mijalis, et al. v. Takeda Pharmaceuticals America, Inc., et al., C.A. No. 3:11-00787  
Glen Weant, et al. v. Takeda Pharmaceuticals America, Inc., et al., C.A. No. 3:11-00788

District of New Jersey

Vito Finetti v. Takeda Pharmaceuticals North America, Inc., et al., C.A. No. 3:11-04816

Northern District of New York

George Rosado v. Takeda Pharmaceuticals North America, Inc., et al.,  
C.A. No. 1:11-00918

Southern District of New York

Leo Cobain v. Takeda Pharmaceuticals America, Inc., et al., C.A. No. 1:11-06077

Schedule of Matters for Hearing Session, Section A  
Savannah, Georgia

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MDL No. 2299 (Continued)

Western District of New York

Terrance Allen, et al. v. Takeda Pharmaceutical Company Limited, et al.,  
C.A. No. 1:11-00643  
Jeffrey Lader v. Takeda Pharmaceuticals North America, Inc., et al.,  
C.A. No. 6:11-06375

Northern District of Ohio

John Scaro, et al. v. Takeda Pharmaceuticals America, Inc., et al., C.A. No. 1:11-01565  
Sidney Sultzbaugh, et al. v. Takeda Pharmaceuticals America, Inc., et al.,  
C.A. No. 1:11-01766