

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: AMERICAN MEDICAL SYSTEMS, INC.,
PELVIC REPAIR SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL NO. 2325

THIS DOCUMENT RELATES TO THE CASES ATTACHED
HERETO AS EXHIBIT A

ORDER

(Dismissing Defendant American Medical Systems, Inc. with Prejudice
and Transferring Cases to MDL 2326)

Pending in MDL 2325, 2:12-md-2325 [ECF No. 2353], is a Joint Motion to Dismiss Defendant American Medical Systems, Inc. with Prejudice filed by the plaintiffs, identified in Exhibit A, (attached hereto) and American Medical Systems, Inc. (“AMS”), seeking dismissal of AMS as a defendant in these actions with prejudice because all claims against AMS have been compromised and settled, including all claims, counterclaims, cross-claims and third party claims. Also pending is Plaintiffs’ Motion to Transfer MDLs for these cases [ECF No. 2353]. After careful consideration, it is **ORDERED** that the Joint Motion to Dismiss AMS with Prejudice is **GRANTED**. It is further **ORDERED** that the **MOTION TO TRANSFER MDLs** is **GRANTED**. Plaintiffs’ counsel states, in the Motion to Transfer, that Amended Short Form Complaints will be filed within 14 days of the filing of the Joint Motion. To the extent Amended Short Form Complaints have not been filed, plaintiffs’ counsel is **DIRECTED** to file the appropriate Amended Short Form Complaints within the time

frame outlined in the Motion. Defendant AMS is **DISMISSED WITH PREJUDICE** as a defendant in the actions listed in Exhibit A, these actions are **TRANSFERRED** to MDL 2326, and the Clerk is **DIRECTED** to disassociate the civil actions as member cases in MDL 2325 and re-associate them with MDL 2326.

The court **DIRECTS** the Clerk to file a copy of this order in 2:12-md-2325 and in the individual cases listed in Exhibit A.

ENTER: June 2, 2016



JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

EXHIBIT A – CLARK, LOVE & HUTSON

CIVIL ACTION NUMBER (listed numerically in ascending order)	CASE NAME
2:13-CV-29485	Terri Pettyjohn, Michael S. Pettyjohn v. American Medical Systems, Inc., Boston Scientific Corporation
2:13-CV-30483	Alice L. Moore v. American Medical Systems, Inc., Boston Scientific Corporation, Ethicon, Inc., Johnson & Johnson
2:14-CV-02032	Marylove Jacobs v. American Medical Systems, Inc., Boston Scientific Corporation
2:14-CV-02110	Victoria Valdez, Joel Valdez v. American Medical Systems, Inc., Boston Scientific Corporation
2:14-CV-06594	Marcell I. Campbell v. American Medical Systems, Inc., Boston Scientific Corporation
2:14-CV-06610	Sandra K. Tenhunfeld v. American Medical Systems, Inc., Boston Scientific Corporation