

IN RE: LEVAQUIN LITIGATION

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JUN 30 2014

ATLANTIC COUNTY
LAW DIVISION

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: ATLANTIC COUNTY

CASE NO. 286

CASE MANAGEMENT ORDER NO. 31

THIS MATTER having come before the Court at the June 24, 2014 Case Management Conference, and all parties having been represented by Counsel, and for good cause shown,

IT IS on this 30 day of June, 2014, **ORDERED**, as follows:

1. Within 60 days of the date of the case management conference, that is, by August 25, 2014, each plaintiff listed in herein shall produce medical records which demonstrate that plaintiff ingested LEVAQUIN® and thereafter experienced a tendon event. In the event that plaintiff's medical records related to LEVAQUIN® ingestion have been lost or destroyed, plaintiff shall either dismiss the case voluntarily or produce a signed certification specifically stating: (1) the name and address of the healthcare provider who prescribed LEVAQUIN®; (2) the reason for which LEVAQUIN® was prescribed; (3) the day, month and year of the prescription; (4) the name and address of the pharmacy where the prescription was filled; and (5) a detailed explanation as to why records from both the prescribing healthcare provider and pharmacy have not been produced and what efforts plaintiff made to obtain medical records. In the event that plaintiff's medical records related to the alleged tendon event have been lost or destroyed, plaintiff shall either dismiss the case voluntarily or produce a signed certification specifically stating: (1) the exact alleged tendon event experienced; (2) the name and address of the healthcare provider who diagnosed the tendon event; (3) the day, month and year of diagnosis of the tendon event; and (4) a detailed explanation as to why records have not been produced and what efforts plaintiff made to obtain medical records. If plaintiffs do not produce

medical records or a certification as described above by August 8, 2014, defendants may submit an order dismissing the case, without prejudice, pursuant to Rule 4:42-1. This Order applies to the following cases:

A. NO LEVAQUIN® PRESCRIPTION RECORDS.

1. Alfonso & Pam Archibeque (ATL-L-5460-10)
2. Phillip A. & Katherine Alf (ATL-L-3389-10)
3. Philip Annunziato (ATL-L-3489-10)
4. Joseph Bailey (ATL-L-3463-10)
5. Anthony & Barbara Barzelatto (ATL-L-3494-10)
6. Beverly Bokina (ATL-L-7841-10)
7. Susan Buhman (ATL-L-3465-10)
8. Allen & Janice Cates (ATL-L-3573-10)
9. Cindy S. Coker-Reintjas & Mark A. Reintjes (ATL-L-3830-12)
10. Jose M. Correia (ATL-L-6594-10)
11. Whitney Crater (ATL-L-3440-10)
12. Mary T. Dokken (ATL-L-3514-10)
13. Dolores Donner (ATL-L-6670-11)
14. Dale L. & Judi Drewery (ATL-L-3384-10)
15. Donald & Linda Edmonds (ATL-L-3650-10)
16. John & Darlene Endicott (ATL-L-6598-10)
17. Paul J. & Rita S. Gallagher (ATL-L-3670-10)
18. Kenneth J. Gauldin (ATL-L-3610-10)
19. Michelle & David Goodrich (ATL-L-3666-10)
20. Everett A. Jameson (ATL-L-3429-10)
21. Donna & Chester Koons-Proctor (ATL-L-5454-10)
22. Victor & Mattilde Latimer (ATL-L-7820-10)
23. Debra L. & Steven Lindskog (ATL-L-4708-10)
24. Melba L. Matson (ATL-L-7233-10)
25. Virginia A. McNamara (ATL-L-3477-10)
26. Lawrence & Michelle Olinsky (ATL-L-632-11)
27. James A. & Ann Marie Parsons (ATL-L-3595-10)
28. Norma J. Propst (ATL-L-4080-10)
29. Dudley J. & Alicia Reimer (ATL-L-3643-10)
30. Jeannette V. & Paul A. Scoles (ATL-L-3436-10)
31. Betty L. Shaw (ATL-L-902-10)
32. Michael & Kim Shipp (ATL-L-6587-10)
33. Ruth A. Short (ATL-L-9069-11)
34. Diane A. Smith (ATL-L-7898-11)
35. Brent & Janet Watson (ATL-L-3509-10)
36. Bernard & Marlene Weiss (ATL-L-3371-10)
37. Mary L. & Richard M. Young-Hays (ATL-L-2806-10)

B. NO TENDON EVENT RECORDS.

1. Lisa A. & Christopher Adams (ATL-L-3642-10)
2. Joan Alford (ATL-L-4711-10)
3. Linda L. & Dale B. Allen (ATL-L-3419-10)
4. Karen Arndt (ATL-L-7733-11)
5. Harold Aslakson (ATL-L-7239-10)
6. Randy Beach (ATL-L-3382-10)
7. Barbara Bell (ATL-L-3586-10)
8. Christopher B. Breedlove (ATL-L-3735-10)
9. Dolly Burkhead (ATL-L-3498-10)
10. Pamela Cairnes (ATL-L-3684-10)
11. Martha N. Carter (ATL-L-3444-10)
12. Marilyn & David Castagno (ATL-L-3422-10)
13. Guido Chibas (ATL-L-6664-10)
14. Betty J. Clarke (ATL-L-3682-10)
15. Terry Conrad (ATL-L-3517-10)
16. Reginald Crawford (ATL-L-1398-10)
17. Irayna & John Cresci (ATL-L-2807-10)
18. Jimmie Davis & Ella Gaddy (ATL-L-4703-10)
19. William J. & Daretha A. Ecarius (ATL-L-3639-10)
20. Reginald Gilder (ATL-L-6600-10)
21. Reba R. & Sidney P. Godwyn (ATL-L-3744-10)
22. Elva & Phillip Graham (ATL-L-3656-10)
23. Rita & Kenny Graham (ATL-L-1840-10)
24. Neil & Marilyn Gray (ATL-L-2360-10)
25. Robert Grell (ATL-L-7253-10)
26. Michael E. & Judith A. Harper (ATL-L-1847-10)
27. Thomas & Linda Havlicek (ATL-L-9580-11)
28. Linda A. Jackson (ATL-L-4078-10)
29. Alex A. & Helen C. Karrip (ATL-L-9582-11)
30. Harry L. & Alicia O. Kates (ATL-L-3483-10)
31. John Kearns (ATL-L-7229-10)
32. Phyllis Kustra (ATL-L-3369-10)
33. Robert J. Ladd (ATL-L-3700-10)
34. Dean & Debra S. Marino (ATL-L-904-10)
35. Leilani Maternowski (ATL-L-6563-10)
36. Virginia M. May (ATL-L-3373-10)
37. Lawrence D. & Lois McGinty (ATL-L-3660-10)
38. Joseph P. McPhilliamy (ATL-L-3581-10)
39. Joyce Melvin (ATL-L-7238-10)
40. Richard S. & Veronica A. Miller (ATL-L-3648-10)
41. Lynda & John Morton (ATL-L-1156-11)
42. Joan M. Murray (ATL-L-3501-10)
43. Pamela J. Orsburn (ATL-L-3749-10)
44. David S. & Sharee Pemberton (ATL-L-189-10)
45. Ada Perez (ATL-L-7851-10)

46. Sandy & Thomas Redding (ATL-L-3634-10)
47. Jane E. & Charles O. Risner (ATL-L-4082-10)
48. Joyce & Robert E. Ronketty (ATL-L-3602-10)
49. Toby & Emily Samons (ATL-L-7893-11)
50. Jack S. & Diane L. Scott (ATL-L-3559-10)
51. James & Fran Seiferheld (ATL-L-3367-10)
52. Thressie Shelby (ATL-L-2229-10)
53. Deborah A. & Steve A. Smith (ATL-L-3713-10)
54. Fletcher M. Smith (ATL-L-5435-10)
55. Mary Ann N. & Larry Smith (ATL-L-3631-10)
56. Charles L. & Debra L. Valios (ATL-L-3715-10)
57. Courtney A. & Magdeling C. Wallace (ATL-L-3490-10)
58. Darcel M. Williams (ATL-L-2231-10)
59. Mary Winnie (ATL-L-3815-11)
60. Juan Wong (ATL-L-4713-10)
61. Joseph E. & Carrie Wood (ATL-L-3627-10)
62. Timothy S. Zolper (ATL-L-3531-10)

C. ALLEGED TENDON EVENT BEFORE LEVAQUIN® INGESTION.

1. Phillip Arthur (ATL-L-7946-12)


D. NO RECORDS TO SUPPORT CLAIM.

1. Vincent W. & Pearl B. Albis (ATL-L-3849-11)
2. Dennis Bell (ATL-L-7734-11)
3. Robert N. & Judith A. Booker (ATL-L-7822-11)
4. Billie & Kathryn Canaday (ATL-L-3671-10)
5. Stefanie Champie (ATL-L-3626-10)
6. Tennie Crim (ATL-L-2542-11)
7. Catherine E. & George A. Eddy (ATL-L-7851-11)
8. Donald & Linda Edmonds (ATL-L-3650-10)
9. Amy L. Empson (ATL-L-618-11)
10. Charles & Antoinette Ferrugia (ATL-L-8392-11)
11. John J. Fickenworth (ATL-L-3538-10)
12. Sandra & Thomas Forstner (ATL-L-3831-12)
13. James & Gina M. Foster (ATL-L-7837-10)
14. David L. Gaines (ATL-L-5434-10)
15. Vickie Gartside (ATL-L-6680-11)
16. Pagan & Leland Glaser (ATL-L-3905-10)
17. Stella T. Goodman (ATL-L-9059-11)
18. Michelle & David Goodrich (ATL-L-366-10)
19. Heen & Martin Gottesfeld (ATL-L-7855-11)
20. Roxanne Helinski (ATL-L-3567-10)
21. Anne R. Henderson (ATL-L-8395-11)
22. Aaron Hurowitz (ATL-L-1140-11)

23. Henry Ingraham (ATL-L-9061-11)
24. Brenda J. Ishaq (ATL-L-7863-11)
25. Sandra Jarrard (ATL-L-3876-11)
26. Diane Jewell (ATL-L-9063-11)
27. Sarah L. Johnson (ATL-L-3482-10)
28. Jovanna Johnson (ATL-L-3536-10)
29. Yvonne Kelly (ATL-L-7868-11)
30. Carolyn A. & Lynn Klemkow (ATL-L-7873-11)
31. Harvey Landgraf (ATL-L-3128-11)
32. Kirk L. & Suzanne Lawrence (ATL-L-3890-11)
33. Charles Lawson (ATL-L-6718-11)
34. Elisa Leokay (ATL-L-3503-10)
35. Palma Limardi (ATL-L-3239-11)
36. Stephen & Judith Lovekin (ATL-L-1419-10)
37. Margaret A. & John E. MacMullen (ATL-L-6724-11)
38. William R. Magana (ATL-L-3687-10)
39. Rose E. & Raul Martinez (ATL-L-7881-11)
40. Leonard L. McWilliams (ATL-L-3344-10)
41. James M. Meglio (ATL-L-626-11)
42. Lionel N. Murrum (ATL-L-3586-10)
43. Selda C. Neeley (ATL-L-5442-10)
44. Ronnie Northcutt (ATL-L-2554-11)
45. Amy & Kevin Odom (ATL-L-3252-11)
46. Kathleen Ortaglia (ATL-L-2555-11)
47. Thomas T. Owens, Jr. (ATL-L-3546-10)
48. Maxine & Sidney J. Peck (ATL-L-7885-11)
49. Sidney J. & Maxine Peck (ATL-L-7886-11)
50. Kimberly D. Peterson (ATL-L-4718-10)
51. Melvin Porter (ATL-L-3510-10)
52. Paul F. & Deborah J. Radtke (ATL-L-3903-11)
53. Judith L. Reagan (ATL-L-3507-10)
54. Deon Redd (ATL-L-640-11)
55. Mary E. Rivers (ATL-L-7848-10)
56. Krystl Sauers (ATL-L-3257-11)
57. Anthony & Lynn Sausto (ATL-L-3653-10)
58. Cindy & Kim Smallwood (ATL-L-8409-11)
59. Patricia Smith (ATL-L-3799-11)
60. Renee & Karl Snyder (ATL-L-3801-11)
61. Lester T. & Irene V. Sonner (ATL-L-3802-11)
62. John Steinagel (ATL-L-6583-10)
63. Reeva Sterling (ATL-L-4061-10)
64. David F. Sweedler (ATL-L-7902-11)
65. Diana Thompson (ATL-L-3579-10)
66. Kelly Thompson (ATL-L-3674-10)
67. Kevin & Janel Tuckett (ATL-L-9604-11)
68. Joanne Tyburski (ATL-L-158-11)

69. Helen Van Hoof (ATL-L-1151-11)
70. Kenneth P. Weber (ATL-L-3403-10)
71. Raymond & Mary White (ATL-L-8414-11)
72. Penny Hammond (ATL-L-3123-11)
73. Samuel Hembree (ATL-L-7810-10)
74. Mary Hernandez (ATL-L-2582-11)
75. Kirby Herron (ATL-L-3606-10)
76. Lakeia Hollis-Kinnard (ATL-L-2239-10)
77. John & Betsy Hudgins (ATL-L-1159-11)
78. Tommy M. Hudgins (ATL-L-3615-10)
79. Pamela Joseph (ATL-L-3399-10)
80. Audrey Kocialski (ATL-L-3533-10)
81. Frances A. Kornides (ATL-L-5451-10)
82. Sharon & Gregory Kurpita (ATL-L-3574-10)
83. Antonia Kusne (ATL-L-6570-10)
84. Lanny & Mary Lavalley (ATL-L-3712-10)
85. Krista G. Leichner (ATL-L-4081-10)
86. Elaine Leo (ATL-L-3439-10)
87. Lorraine Leonard (ATL-L-3441-10)
88. Judith A. Letzig (ATL-L-3594-10)
89. Maryann & Michael Lysak (ATL-L-3405-10)
90. George Manthos (ATL-L-7821-10)
91. Lois Marienau (ATL-L-7232-10)
92. Goldie & Michael Maxwell (ATL-L-3566-10)
93. Paul McKnight (ATL-L-3457-10)
94. Casey Miller (ATL-L-3708-10)
95. William C. Miller (ATL-L-3476-10)
96. Deborah S. Mitchell (ATL-L-5445-10)
97. Rodney Mitchell (ATL-L-8402-11)
98. Salvatore A. Mogavero (ATL-L-3478-10)
99. James E. Moore (ATL-L-3561-10)
100. Diana Z. Moreno (ATL-L-3685-10)
101. Scott P. & Robyn M. Murray (ATL-L-906-10)
102. Robert Mushow (ATL-L-7853-10)
103. Adrian O. Natalini (ATL-L-3563-10)
104. Shelly Newman (ATL-L-3443-10)
105. Cecil E. Perrin (ATL-L-3683-10)
106. Mary R. Pillin (ATL-L-3552-10)
107. Michelle Prunty (ATL-L-3741-10)
108. Brenda Reyes (ATL-L-3255-11)
109. Daniel Rohde (ATL-L-3540-10)
110. Arthur D. Ross (ATL-L-3354-10)
111. Kristi & James Rush (ATL-L-4717-10)
112. Julie G. & Daniel Sahadi (ATL-L-3677-10)
113. Carol & Jerry Salvatore (ATL-L-641-11)
114. Stamatios Saragas (ATL-L-3562-10)

115. Robert M. & Gayle Shelton (ATL-L-3521-10)
116. Judith A. Schober (ATL-L-3349-10)
117. Joan & James Schooley (ATL-L-3378-10)
118. Beverly Schultz (ATL-L-905-10)
119. Randy Schwartz (ATL-L-6589-10)
120. Wayne Shaw (ATL-L-6588-10)
121. Richard H. & Dorothy M. Shiley (ATL-L-3551-10)
122. Sheila A. Shull (ATL-L-3473-10)
123. Sandra & David Smith (ATL-L-3496-10)
124. Shirley Smith (ATL-L-3591-10)
125. Russell Spatafora (ATL-L-3576-10)
126. Thomas Spurgers (ATL-L-3516-10)
127. Allius Stewart (ATL-L-3454-10)
128. Justin Stratton (ATL-L-3484-10)
129. Antoinette Terry (ATL-L-3351-10)
130. Robert D. Tindall (ATL-L-3806-11)
131. Stephanie C. Trimble (ATL-L-3472-10)
132. Mark & Coonie Trivette (ATL-L-4067-10)
133. Tavares Turner (ATL-L-3564-10)
134. Wilma I. & Billy Vigil (ATL-L-5093-09)
135. Michelle O. Walker (ATL-L-3668-10)
136. Tammie Watson (ATL-L-3807-11)
137. Yolanda K. Wheeler (ATL-L-3613-10)
138. Tamra L. White (ATL-L-5433-10)
139. James R. & Ouitau Williams (ATL-L-3376-10)
140. Jay D. & Renee Williams (ATL-L-3428-10)
141. Tommy Williams (ATL-L-3545-10)
142. Victor Williams (ATL-L-3446-10)
143. Richard & Judy Nelson (ATL-L-6560-10)
144. Le Riley (ATL-L-3388-10)
145. Rick L. & Sylvia Shepard (ATL-L-3393-10)
146. Maudie Sherman (ATL-L-7234-10)
147. Laura & Gerald Snyder (ATL-L-3675-10)
148. Lee & Christine Stout (ATL-L-7901-11)
149. Edward Van Fechtman (ATL-L-1168-11)
150. Jordan & Amanda Welch (ATL-L-2607-11)
151. Allen G. White (ATL-L-3458-10)
152. Edna White (ATL-L-3358-10)
153. Josh C. Wimberly (ATL-L-3502-10)
154. Mary Ann Worsham (ATL-L-3554-10)



HON. CAROL E. HIGBEE, P.J.Cv.