

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

December 11, 2013

Elisabeth A. Shumaker
Clerk of Court

JOHNSON & JOHNSON; ETHICON,
INC.,

Petitioners,

v.

No. 13-609
(D.C. No. 5:13-CV-00846-L)

VALERIE SPEARS; MANORAMA
MAHAJAN; KATHY JOHNSON;
MELISA JOHNSON; NANCY KNIBB;
SUSAN KOBESKI; YVONNE KROUT;
LYNNE KRUSLICKY; SHERRY
LANCE; PEARLE LARSEN; SHELVA
LENZKES; SHERYL LEWIS; TERRY
LINK; VICKI LORDS; LUCY LOREDO;
AMBERLY LOWMAN; JACQUILINE
MACRI; LUCILLE MAESTAS;
PATRICIA MAGGARD; PATRICIA
MAHONEY; SYLVIA MANN; MELISSA
MARMOLEDJO; DEBORAH
MARSHALL; JAYME MASON;
JEANNINE MAZAK; KAREN
MCBRIDE; PATRICIA MCCARTY;
ERNESTINE MCCLAIN; LETTIE
MCCLURE; JOY MCCLURE; CHERYL
MCCLUSKEY; CHASTITY MCELROY;
PAMELA MCFARLIN; CHRISTINA
MCLEAN; RON MCLEAN; LISA
MCLEOD; THELMA MCMANUS;
JUDITH MCSWEENEY; KAYLA
MEADOR-SHARP; DEBBIE MELNICK;
WILLIAM THOMAS; DONNA MILLER;
ROSEMARY MILLER; MALINDA
MILLER; DEBBI MILLISON; GIN
MILLS; APRIL MORGAN; JOSIE
MORIN; VALERIE MORRIS; CHERISE
MORROW; CAROL MORSOVILLO;
DONNA NEAL; VIRGINIA NOBBE;

LISA NOLEN; CARYN NORMAND;
MARSHA NORONA; LUCILLE
NORRELL; NATURE ANN NUNEZ;
EVA NUNLEY; THERESA NYE;
ANGELA C. PARKER; ELIZABETH
PARMER; ALBERTA PEEK; SUSAN
PERKINS; KAREN PERRY; ROSANN
PERRY; KATHRYN PETTIT;
KRISTOPHER PETTIT; DIXIE PFEIFF;
KARIN PFLEGER; HANS-PETER
PFLEGER; TERRIE PHELPS; BOBBIE
PHELPS; KRISTINA PITCHFORK;
EVELYN JEANETTE POFF; TAMERA
POWELL,

Respondents.

ORDER

Before **HARTZ, O'BRIEN**, and **BACHARACH**, Circuit Judges.

This matter is before the court on the Defendants-Petitioners Johnson & Johnson and Ethicon, Inc.'s Petition for Permission to Appeal. The plaintiffs filed a response opposing the petition.

The defendants filed a motion seeking leave to file a reply brief, which included a proposed reply brief. The motion to file a reply brief is granted. The reply brief shall be filed as of the date it was received.

Upon consideration of the pleadings and the applicable law, the petition for permission to appeal is GRANTED.

Within 14 days of the date of this order, the petitioner shall pay the required appellate filing fees to the district court. *See* Fed. R. App. P. 5(d)(1). Once the fees have

been paid, the clerk of the district court shall notify this court. At that time, a new appeal number will be assigned, and the appeal shall be entered on this court's docket. *See id.* 5(d)(3). The date of this order shall be deemed the date for filing the notice of appeal. *See id.* 5(d)(2).

The parties will be advised of scheduling matters once the new appeal has been opened.

Entered for the Court

A handwritten signature in cursive script, reading "Elisabeth A. Shumaker", followed by a long horizontal flourish.

ELISABETH A. SHUMAKER, Clerk