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NOV 27 2006

ATTEST  
FOR THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATIONJUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION  
FILED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF LA NOV - 7 2006

DOCKET NO. 1657

FILED  
2006 NOV 28 AM 11:02  
CLERK'S OFFICE

LORETTA G. WHYTE

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY  
LITIGATION****(SEE ATTACHED SCHEDULE)****CONDITIONAL TRANSFER ORDER (CTO-72)**

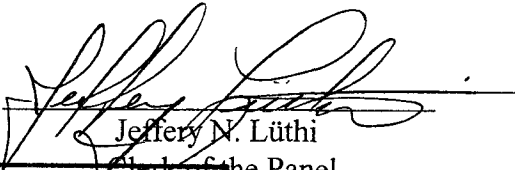
On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 4,678 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

  
 Jeffery N. Lüthi  
 Clerk of the Panel

 Inasmuch as no objection is  
 pending at this time, the  
 stay is lifted.

NOV 27 2006

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATIONCLERK'S OFFICE  
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DEC 13 2006

Deputy Clerk, U.S. District Court  
Eastern District of Louisiana  
New Orleans, LA
 Fee \_\_\_\_\_  
 Process \_\_\_\_\_  
 X Dktd DMC  
 CtRmDep 8986  
 Doc. No. \_\_\_\_\_

**SCHEDULE CTO-72 - TAG-ALONG ACTIONS**  
**DOCKET NO. 1657**  
**IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY**  
**LITIGATION**

EDLA  
SEC. L/3

| <u>DIST. DIV. C.A. #</u>   | <u>CASE CAPTION</u>  |                             |
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| <b>ALABAMA NORTHERN</b>    |  |                             |
| ALN 2 06-2060              | Arnold Ragland v. Merck & Co., Inc.                            | 06-10586                    |
| <b>CALIFORNIA CENTRAL</b>  |  |                             |
| CAC 2 06-6648              | Harry Deffenbaugh, et al. v. Merck & Co., Inc., et al.         | 06-10587                    |
| <b>CALIFORNIA EASTERN</b>  |  |                             |
| <del>CAE 2 06-2215</del>   | <del>Emma Miguel v. Merck &amp; Co., Inc., et al.</del>        | <del>Opposed 11/21/06</del> |
| CAE 2 06-2275              | Sandra Martin v. Merck & Co., Inc.                             | 06-10588                    |
| CAE 2 06-2281              | Maria Martinez v. Merck & Co., Inc., et al.                    | 06-10589                    |
| <b>CALIFORNIA NORTHERN</b> |  |                             |
| CAN 3 06-6183              | Audrey C. Fletcher, et al. v. Merck & Co., Inc.                | 06-10590                    |
| CAN 4 06-6471              | Ramesses Sadat, et al. v. Merck & Co., Inc.                    | 06-10591                    |
| CAN 4 06-6492              | Patrick O'Donnell, et al. v. Merck & Co., Inc.                 | 06-10592                    |
| <b>CALIFORNIA SOUTHERN</b> |  |                             |
| <del>CAS 3 06-2038</del>   | <del>David J. Hernandez v. Merck &amp; Co., Inc., et al.</del> | <del>Opposed 11/21/06</del> |
| <del>CAS 3 06-2259</del>   | <del>Michelle McMahon v. Merck &amp; Co., Inc., et al.</del>   | <del>Opposed 11/20/06</del> |
| <del>CAS 3 06-2260</del>   | <del>Darren McMahon v. Merck &amp; Co., Inc., et al.</del>     | <del>Opposed 11/20/06</del> |
| <b>FLORIDA MIDDLE</b>      |  |                             |
| FLM 2 06-551               | Joyce Ross v. Merck & Co., Inc.                                | 06-10593                    |
| FLM 3 06-879               | Evelyn L. Jacobs, etc. v. Merck & Co., Inc.                    | 06-10594                    |
| FLM 5 06-376               | Donald Humphrey v. Merck & Co., Inc., et al.                   | 06-10595                    |
| FLM 8 06-1900              | Linda Hayes, et al. v. Merck & Co., Inc., et al.               | 06-10596                    |
| FLM 8 06-1901              | Charmaine Haylock v. Merck & Co., Inc., et al.                 | 06-10597                    |
| FLM 8 06-1947              | David Kirk, et al. v. Merck & Co., Inc., et al.                | 06-10598                    |
| <b>FLORIDA SOUTHERN</b>    |  |                             |
| FLS 1 06-22290             | Edward Bronson, et al. v. Merck & Co., Inc.                    | 06-10599                    |
| FLS 9 06-80976             | Charles Miceli, et al. v. Merck & Co., Inc., et al.            | 06-10600                    |
| <b>IOWA NORTHERN</b>       |  |                             |
| IAN 3 06-3063              | Barbara Furman, et al. v. Merck & Co., Inc.                    | 06-10601                    |
| IAN 5 06-4084              | Bruce Nehring, et al. v. Merck & Co., Inc.                     | 06-10602                    |
| IAN 5 06-4086              | Gary Junge, et al. v. Merck & Co., Inc.                        | 06-10603                    |
| IAN 5 06-4088              | Ronald Dean Jenkins, et al. v. Merck & Co., Inc.               | 06-10604                    |
| IAN 5 06-4093              | Alan Gernhart, etc. Merck & Co., Inc.                          | 06-10605                    |
| <b>IOWA SOUTHERN</b>       |  |                             |
| IAS 4 06-512               | William L. Losee, et al. v. Merck & Co., Inc.                  | 06-10606                    |
| IAS 4 06-513               | Norman L. Parker, et al. v. Merck & Co., Inc.                  | 06-10607                    |
| IAS 4 06-515               | Lavere Smith, etc. v. Merck & Co., Inc.                        | 06-10608                    |
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| ID 2 06-414                | Janice Chapin v. Merck & Co., Inc.                             | 06-10609                    |
| ID 2 06-415                | Norma Green v. Merck & Co., Inc.                               | 06-10610                    |
| ID 2 06-416                | William Glassman v. Merck & Co., Inc.                          | 06-10611                    |
| ID 2 06-419                | George Herman v. Merck & Co., Inc.                             | 06-10612                    |
| ID 2 06-426                | Alice M. Rankin, et al. v. Merck & Co., Inc.                   | 06-10613                    |

## SCHEDULE CTO-72 - TAG-ALONG ACTIONS (MDL-1657)

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Randy Powell v. Merck & Co., Inc.  
Denise Townsend, et al. v. Merck & Co., Inc.06-10614  
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## KANSAS

KS 2 06-2434  
KS 2 06-2437  
KS 2 06-2438  
KS 2 06-2443Ruby Shannon v. Merck & Co., Inc.  
Wilma J. Harden v. Merck & Co., Inc.  
Ronald R. Cain, et al. v. Merck & Co., Inc.  
Kathleen Casanova, etc. v. Merck & Co., Inc.06-10617  
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## KENTUCKY WESTERN

~~KYW 3 06-521~~~~Cynthia Chesser, et al. v. Merck & Co., Inc., et al.~~

Opposed 11/22/06

## MINNESOTA

MN 0 06-4015  
MN 0 06-4022  
MN 0 06-4024  
MN 0 06-4025  
MN 0 06-4118  
MN 0 06-4121  
MN 0 06-4136  
MN 0 06-4137  
MN 0 06-4162  
MN 0 06-4168Corinne W. Tomlinson, etc. v. Merck & Co., Inc.  
Marsha Anderson, et. al. v. Merck & Co., Inc., et al.  
Marjorie E. Burch, et al. v. Merck & Co., Inc., et al.  
Willilam Cross, et al. v. Merck & Co., Inc., et al.  
Elaine Masiuk, et al. v. Merck & Co., Inc., et al.  
Edward L. Paduano, et al. v. Merck & Co., Inc., et al.  
Daniel L. Gebel v. Merck & Co., Inc.  
Donna Lochthowwe, et al. v. Merck & Co., Inc.  
Donald J. Ando, et al. v. Merck & Co., Inc., et al.  
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MSS 3 06-590

Elvis P. Anderson v. Merck &amp; Co., Inc.

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## NEBRASKA

NE 8 06-653

Randal Reese v. Merck &amp; Co., Inc.

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## NEVADA

~~NV 2 06-1313~~  
~~NV 2 06-1317~~  
~~NV 2 06-1318~~  
~~NV 2 06-1319~~  
~~NV 2 06-1320~~  
~~NV 2 06-1323~~~~Albertine Avant, et al. v. Merck & Co., Inc., et al.~~  
~~Buddy Batiz, et al. v. Merck & Co., Inc., et al.~~  
~~Richard Booth, et al. v. Merck & Co., Inc., et al.~~  
~~Don Chapman, et al. v. Merck & Co., Inc., et al.~~  
~~Norma Coon, et al. v. Merck & Co., Inc., et al.~~  
~~Ralph Cox, et al. v. Merck & Co., Inc., et al.~~Opposed 11/22/06  
Opposed 11/22/06  
Opposed 11/22/06  
Opposed 11/22/06  
Opposed 11/22/06  
Opposed 11/22/06

## NEW YORK EASTERN

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Ruth Kelly v. Merck &amp; Co., Inc.

06-10633

## NEW YORK NORTHERN

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NYN 3 06-1201  
NYN 3 06-1202  
NYN 3 06-1205  
NYN 3 06-1207  
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NYN 3 06-1211  
NYN 3 06-1216  
NYN 3 06-1220  
NYN 3 06-1221  
NYN 3 06-1222  
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NYN 5 06-1204Melvin Ackerman, et al. v. Merck & Co., Inc.  
Larue E. Brower, et al. v. Merck & Co., Inc.  
Janet G. Butts, et al. v. Merck & Co., Inc.  
Patricia S. Curtis, et al. v. Merck & Co., Inc.  
Lula Davis, et al. v. Merck & Co., Inc.  
David Dunagan, et al. v. Merck & Co., Inc.  
Frederick D. Emhof, et al. v. Merck & Co., Inc.  
Bonnie J. Galloway v. Merck & Co., Inc.  
Joseph Mazzoni v. Merck & Co., Inc.  
Mary E. Myers v. Merck & Co., Inc.  
Charles S. Pulaski, et al. v. Merck & Co., Inc.  
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| NYN 5 06-1214            | James E. Ferris, Jr. v. Merck & Co., Inc.                       | 06-10647                       |
| NYN 5 06-1215            | Paul C. Fleming v. Merck & Co., Inc.                            | 06-10648                       |
| NYN 5 06-1217            | Nora O. James, et al. v. Merck & Co., Inc.                      | 06-10649                       |
| NYN 6 06-1198            | Carmela E. Abbott, et al. v. Merck & Co., Inc.                  | 06-10650                       |
| NYN 6 06-1203            | Warren A. Canary v. Merck & Co., Inc.                           | 06-10651                       |
| NYN 6 06-1209            | Gouri Dey, et al. v. Merck & Co., Inc.                          | 06-10652                       |
| NYN 6 06-1212            | Fred L. Farewege v. Merck & Co., Inc.                           | 06-10653                       |
| NYN 6 06-1218            | John R. Lappin, et al. v. Merck & Co., Inc.                     | 06-10654                       |
| NYN 6 06-1219            | Patricia B. Mahanna v. Merck & Co., Inc.                        | 06-10655                       |
| NYN 6 06-1223            | Douglas A. Snyder, etc. v. Merck & Co., Inc.                    | 06-10656                       |
| NYN 6 06-1224            | Richard J. Stedman v. Merck & Co., Inc.                         | 06-10657                       |
| NYN 6 06-1228            | Steven M. True v. Merck & Co., Inc.                             | 06-10658                       |
| NYN 6 06-1229            | Carla T. Wiater, et al. v. Merck & Co., Inc.                    | 06-10659                       |
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| OHN 1 06-2512            | Fred Nagle v. Merck & Co., Inc.                                 | 06-10660                       |
| OHN 1 06-2513            | Marion M. Lockett, etc. v. Merck & Co., Inc.                    | 06-10661                       |
| OHN 1 06-2514            | Velma Latevoli-Cogburn v. Merck & Co., Inc.                     | 06-10662                       |
| OHN 1 06-2515            | Helen Elizabeth Gerber v. Merck & Co., Inc.                     | 06-10663                       |
| OHN 1 06-2516            | George Hill, et al. v. Merck & Co., Inc.                        | 06-10664                       |
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| OHS 2 06-851             | Renya Lutz, et al. v. Merck & Co., Inc., et al.                 | 06-10665                       |
| OHS 2 06-877             | Donald Gooch, et al. v. Merck & Co., Inc., et al.               | 06-10666                       |
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| OKE 6 06-435             | Elbert Williams v. Merck & Co., Inc.                            | 06-10667                       |
| OKE 6 06-439             | Judy C. Kelly v. Merck & Co., Inc.                              | 06-10668                       |
| OKE 6 06-440             | Audrey Leding v. Merck & Co., Inc.                              | 06-10669                       |
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| OKN 4 06-559             | Allen Williams v. Merck & Co., Inc.                             | 06-10670                       |
| OKN 4 06-560             | Bob Likam v. Merck & Co., Inc.                                  | 06-10671                       |
| <del>OKN 4 06-561</del>  | <del>Wanda Ferrell, etc. v. Merck &amp; Co., Inc., et al.</del> |                                |
| Opposed 11/20/06         |   |                                |
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| OKW 5 06-1106            | Yolanda M. Carter v. Merck & Co., Inc.                          | 06-10673                       |
| OKW 5 06-1118            | Kenneth Hartin v. Merck & Co., Inc.                             | 06-10674                       |
| OKW 5 06-1155            | Julia L. Stokes v. Merck & Co., Inc.                            | 06-10675                       |
| OKW 5 06-1159            | Cecil Pirrong v. Merck & Co., Inc.                              | 06-10676                       |
| PENNSYLVANIA EASTERN     |   |                                |
| PAE 2 06-4500            | Gloria Pierose v. Merck & Co., Inc., et al.                     | 06-10677                       |
| PAE 2 06-4520            | Ersell Mangum v. Merck & Co., Inc.                              | 06-10678                       |
| PAE 2 06-4521            | Sidney Snipes v. Merck & Co., Inc.                              | 06-10679                       |
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| PAW 2 06-1371            | Angela Jean Conti v. Merck & Co., Inc.                          | 06-10680                       |
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| TNE 1 06-212             | Lee Riddle, et al. v. Merck & Co., Inc.                         | 06-10681                       |
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| TXS 1 06-165  | Blanca D. Jimenez v. Merck & Co., Inc., et al.      | Opposed 11/17/06 |
| TXS 1 06-171  | Veronica Zamora v. Merck & Co., Inc., et al.        | Opposed 11/17/06 |
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| TXS 1 06-174  | Ben Longoria v. Merck & Co., Inc., et al.           | Opposed 11/17/06 |
| TXS 1 06-175  | Celia M. Sanchez v. Merck & Co., Inc., et al.       | Opposed 11/17/06 |
| TXS 4 06-3191 | Alison Nettles, et al. v. Merck & Co., Inc., et al. | Opposed 11/22/06 |
| TXS 5 06-147  | Edward M. Steele v. Merck & Co., Inc., et al.       | Opposed 11/20/06 |
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| TXS 7 06-295  | Emma Cuellar v. Merck & Co., Inc., et al.           | Opposed 11/17/06 |
| TXS 7 06-296  | Maria C. Cardenas v. Merck & Co., Inc., et al.      | Opposed 11/17/06 |
| TXS 7 06-297  | Gloria Mascorro v. Merck & Co., Inc., et al.        | Opposed 11/17/06 |
| TXS 7 06-308  | Maria Gloria Ybarra v. Merck & Co., Inc., et al.    | Opposed 11/17/06 |
| TXS 7 06-311  | Aida Vasquez v. Merck & Co., Inc., et al.           | Opposed 11/17/06 |
| TXS 7 06-312  | Irma Solis v. Merck & Co., Inc., et al.             | Opposed 11/17/06 |
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| TXS 7 06-316  | Elma Martinez v. Merck & Co., Inc., et al.          | Opposed 11/17/06 |
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## TEXAS WESTERN

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| TXW 1 06-804 | Ina M. Teller v. Merck & Co., Inc., et al.  | Opposed 11/17/06 |
| TXW 1 06-849 | James Townsley v. Merck & Co., Inc., et al. | Opposed 11/17/06 |

## VIRGINIA EASTERN

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| VAE 3 06-645 | Sue K. Moorefield, et al. v. Merck & Co., Inc. |
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| WVN 5 06-127 | Kirk Scott v. Merck & Co., Inc.          |
| WVN 5 06-129 | Patricia R. Farrall v. Merck & Co., Inc. |

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## WEST VIRGINIA SOUTHERN

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| WVS 1 06-891 | Loretta Semenske v. Merck & Co., Inc. |
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