

App. 10

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO
UNLIMITED JURISDICTION**

Case No. CGC-11-514810

**Judicial Counsel Coordination
Proceeding No: 4631
Superior Court No: CJC-10-004631**

[Filed June 4, 2015]

COORDINATION PROCEEDING)
SPECIAL TITLE (Rule 3.550))
)
REGLAN/METOCLOPRAMIDE CASES)
)
THIS DOCUMENT RELATES TO:)
)
ALBERT BOWMAN and SHARON)
BOWMAN,)
)
Plaintiffs,)
)
v.)
)
McKESSON CORPORATION; WYETH)
LLC; WYETH PHARMACEUTICALS,)
INC., individually and d/b/a ESI Lederle,)
Inc.; WYETH, INC.; WYETH)
HOLDINGS CORPORATION,)
individually and d/b/a Lederle Schwarz)
Pharma, Inc.; SCHWARZ PHARMA AG;)
UCB SA,; UCB INC.; ALAVEN)
PHARMACEUTICAL LLC; and DOES)
1-25; TEVA PHARMACEUTICALS,)

USA, INC.; PLIVA , INC., individually)
and f/k/a Sidmak Laboratories, Inc.;)
GENERICS BIDCO 1;, LLC; BARR)
PHARMACEUTICALS, LLC f/k/a Barr)
Pharmaceuticals, Inc. and DOES 26-50,)
)
Defendants.)
_____)

**ORDER DENYING DEFENDANTS TEVA
PHARMACEUTICALS USA, INC., PLIVA, INC.
AND BARR PHARMACEUTICALS, LLC'S
MOTIONS TO QUASH SERVICE OF SUMMONS
IN *BOWMAN* ACTION**

Date: April 10, 2015
Time: 9:30 a.m.
Dept: 303
Judge: Hon. Richard A. Kramer

The motions of Defendants Teva Pharmaceuticals USA, Inc., PLIVA, Inc. and Barr Pharmaceuticals, LLC to quash service of summons for lack of personal jurisdiction in the individual action brought by Plaintiffs Albert Bowman and Sharon Bowman came on for hearing on April 10, 2015 at 9:30 a.m. in Department 303 before the Hon. Richard A. Kramer. Based on the moving, opposition and reply papers and on the argument of counsel at the hearing, the court orders as follows:

IT IS ORDERED THAT:

Defendants Teva Pharmaceuticals USA, Inc., PLIVA, Inc. and Barr Pharmaceuticals, LLC's motions to quash service of summons for lack of personal

jurisdiction in the individual action brought by Plaintiffs Albert Bowman and Sharon Bowman are **DENIED** based on moving parties' consent to the jurisdiction of the California courts and waiver of any challenges to jurisdiction.

Since the Court finds Defendants consented to jurisdiction and waived any jurisdictional challenges, the Court need not and does not reach (1) Plaintiffs' request for jurisdictional discovery before the Court's ruling; and (2) the substantive jurisdictional issues raised by Defendants in their motions.

Under Code of Civil Procedure section 418.10(c), moving parties' time to petition an appropriate reviewing court for a writ of mandate to require the trial court to enter an order granting these motions is extended 10 days so that the time period is within 20 days after service upon the moving parties of a written notice of entry of an order of the court denying these motions.

IT IS SO ORDERED.

Date: 6/3, 2015

/s/Richard A. Kramer
Hon. Richard A. Kramer
Judge of the Superior Court

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*[Proof of Service Omitted in the
Printing of this Appendix]*

*FOR
COURT
USE
ONLY*

BRANCH San Francisco
NAME:

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PLAINTIFF/ Plaintiffs through PETITIONER: Plaintiffs' Liaison Counsel		
DEFENDANT/ Defendants Pliva, Inc. RESPONDENT: and Teva Pharmaceuticals		
NOTICE OF ENTRY OF JUDGMENT OR ORDER		
(Check one):	<input checked="checked" type="checkbox"/> UNLIMITED CASE	<input type="checkbox"/> LIMITED CASE
	(Amount demanded exceeded \$25,000)	(Amount demanded was \$25,000 or less)
		CASE NUMBER: CJC-10-004631 (JCCP 4631)

TO ALL PARTIES:

1. A judgment, decree, or order was entered in this action on *(date)*: June 4, 2015
2. A copy of the judgment, decree, or order is attached to this notice.

Date: June 10, 2015

<u>Mark G. Crawford</u> (TYPE OR PRINT NAME OF ✓ ATTORNEY □ PARTY WITHOUT ATTORNEY)	▶ <u>/s/Mike G. Crawford</u> (SIGNATURE)
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*[Proof of Service and Document Scanning Lead Sheet
Omitted in the Printing of this Appendix]*

App. 16

**SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN FRANCISCO
UNLIMITED JURISDICTION**

**Judicial Counsel Coordination
Proceeding No: 4631
Superior Court No: CJC-10-004631**

[Filed June 4, 2015]

COORDINATION PROCEEDING)
SPECIAL TITLE (Rule 3.550))
)
REGLAN/METOCLOPRAMIDE CASES)
)
THIS DOCUMENT RELATES TO:)
)
<i>All Cases</i>)
)
)

**ORDER GRANTING PLAINTIFFS' MOTION
FOR DETERMINATION THAT GENERIC
DEFENDANTS PLIVA AND TEVA
PHARMACEUTICALS WAIVED PERSONAL
JURISDICTION CHALLENGES**

Date: April 10, 2015
Time: 9:30 a.m.
Dept: 303
Judge: Hon. Richard A. Kramer

Plaintiffs' motion, filed by Plaintiffs' Liaison Counsel, for determination that Generic Defendants PLIVA, Inc. and Teva Pharmaceuticals USA, Inc. waived personal jurisdiction challenges came on for hearing on April 10, 2015 at 9:30 a.m. in Department

303 before the Hon. Richard A. Kramer. Based on the moving, opposition and reply papers and on the argument of counsel at the hearing, the court orders as follows:

IT IS ORDERED THAT:

Plaintiffs' motion for determination that Generic Defendants PLIVA, Inc. and Teva Pharmaceuticals USA, Inc. waived personal jurisdiction challenges is GRANTED.

Under Code of Civil Procedure section 418.10(c), Defendants PLIVA, Inc.'s and Teva Pharmaceuticals USA, Inc.'s time to petition an appropriate reviewing court for a writ of mandate to require the trial court to enter an order denying this motion is extended 10 days so that the time period is within 20 days after service upon those Defendants of a written notice of entry of an order of the court granting this motion.

IT IS SO ORDERED.

Date: 6/3, 2015

/s/Richard A. Kramer
Hon. Richard A. Kramer
Judge of the Superior Court

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*[Proof of Service Omitted in the
Printing of this Appendix]*