

**SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY**

PRESENT: HON. DEBORAH A. KAPLAN
Administrative Judge

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IN RE DILANTIN LITIGATION

ADMINISTRATIVE ORDER
Index Number 159346/2018

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An Order Designating a Coordinating Justice and Coordination Caption, dated July 9, 2019, assigned this litigation to Justice Shulman. Upon Justice Shulman's elevation to the Appellate Division, First Department, this litigation and all similar matters are now assigned to the Honorable Shlomo Hagler as of August 12, 2020.

All orders, papers, and pleadings relating to the combined litigation shall bear the caption "IN RE DILANTIN LITIGATION." However, any orders, papers, or pleadings having specific application to one or more, but not all, of the individual actions involved in this matter, shall be filed under the individual case caption(s) and index number(s) to which they relate.

Dated: New York, New York
August 18, 2020



Hon. Deborah A. Kaplan
Administrative Judge

Hon. Deborah A. Kaplan
Administrative Judge
Supreme Court, New York County
Civil Branch

**SUPREME COURT OF THE STATE OF NEW YORK
COUTNY OF NEW YORK**

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IN RE DILANTIN LITIGATION

Index No.

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**ORDER DESIGNATING A
COORDINATING JUSTICE
AND A COORDINATION
CAPTION**

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK**

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SCOTT PENROD, MEILING SERRANO,
GARY POLEY, LUZ ROSADO-CABRERA,
MARK ADAMS, CRAIG FARLEY,
HAROLD HOFFMAN, CHARLES PRUITTE,
MARY THELEN and MARY WARD,

Index No. 1593346/2018

Plaintiffs,

-against-

PFIZER, INC., PHARMACIA CORPORATION,
PARKE, DAVIS & CO.,
WARNER LAMBERT COMPANY
And WARNER LAMBERT COMPANY, LLC,

Defendants.

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**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW KINGS**

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AMY POLENBERG, ADRIAN ZEMKEN,
ANDREW EICK, DALE HART, DEAN KUSIK,
ETHEL PITTS, JO GOLDSMITH, RICK JOYCE,
TIMOTHY LEE HORTON, KARLEEN CLAUSEN,
JUNE BREND, KENYHAN WILLIAMS,
JUDITH MARIE COPPLA, PATTI DENUCCI,
NANCY MUSSER, RUSSEL PAUL BICKNER,
BRUCE HARTMAN, ANN MACKENZIE,
EUGENE STEELE and JOYCE WILLIAMS,

Index No. 510299/2018

Plaintiffs,

-against-

PFIZER, INC., PHARMACIA CORPORATION,
PARKE, DAVID & CO., WARNER LAMBERT COMPANY
and WARNER LAMBERT COMPANY, LLC.,

Defendants.

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**SUPREME COURT OF THE STATE OF NEW YORK
BRONX COUNTY**

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ELIZABETH DELUMEAU, STEVEN RHOADES,
CARL CRAM, GEORGE GOODE, TAMMY LYNN RAY,
STEVE SMITH, CRISTA ANN SULLO, SHAWN CANADY,
EDDIE PINNIX, CATHY SEIDENSTEIN, ELLEN MASON,
WILLIAM DEAN and JAMES BAUGHMAN,

Index No. 26098/2019E

Plaintiffs,

-against-

PFIZER, INC., PHARMACIA CORPORATION,
PARKE, DAVIS & CO., WARNER LAMBERT COMPANY
and WARNER LAMBERT COMPANY, LLC.,

Defendants.

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Pursuant to the authority vested in me as the Administrative Judge for the New York County of the First Judicial Department, it is hereby:

ORDERED, that in accordance with the Uniform Rules for the Trial Courts §202.69(c)(1), and in furtherance of the Order of the Litigation Coordinating Panel issued by Presiding Justice Joseph J. Maltese dated June 26, 2019, whereby the three cases listed above from New York, Kings and Bronx Counties, and any other similar pharmaceutical product liability cases concerning the same issues involving the same defendants now or hereafter filed in any other county of this state, shall be transferred for coordination to the New York County Supreme Court; and it is further

ORDERED, that all of the cases listed above are for administrative purposes collectively known as the “In Re Dilantin Litigation,” which, for ease of description, have been assigned under Index Number 159346/2018, and all future similar cases filed in or transferred into the New York County Supreme Court shall be issued individual index numbers and shall be listed sequentially where possible; and it is further

ORDERED, that since Justice Martin Shulman, who was designated on July 9, 2019 to be the judge to handle these matters has now been elevated as a Justice of the Appellate Division, First Department, Justice Shlomo Hagler is now hereby designated the Coordinating Justice for all of the similarly filed Dilantin or Phenytoin product liability litigation actions filed against the same defendants within this state for discovery and pre-trial matters to prepare these matters for trial, to include ruling upon motion for summary judgment, *Frye/Parker* motions to preclude experts, expert opinions or evidence in general, and any other pre-trial matters.

Dated: New York, New York
August 18, 2020



Hon. Deborah A. Kaplan
Administrative Judge

Hon. Deborah A. Kaplan
Administrative Judge
Supreme Court, New York County
Civil Branch