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JOSHUA DELANEY,

Plaintiffs,

- against -

PFIZER INC., PARKE-DAVIS, a division of
Warner-Lambert Company and Warner-Lambert
Company LLC, WARNER-LAMBERT
COMPANY and WARNER-LAMBERT
COMPANY LLC,,

Defendants.

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Case Management Index: 765000/2006

Hon. Marcy S. Friedman

Defendants.

FILED

DEC 12 2006

NEW YORK
COUNTY CLERK'S OFFICE

WHEREAS, on March 27, 2006 the Coordinating Panel ordered the coordination of Neurontin-related personal injury actions, and entered the same on April 10, 2006;

WHEREAS, on March 27, 2006, the Coordinating Panel issued an order pursuant to Section 202.69 of the Uniform Rules for Trial Courts transferring 225 actions to New York County Supreme before Justice Marcy S. Friedman that involve allegations concerning personal injury and products liability;

WHEREAS, on subsequent dates an additional 56 actions involving personal injury and products liability allegations were transferred to this Court;

WHEREAS, in order to promote judicial economy and avoid undue delay, the Court finds that it would be appropriate to provide for coordination of all actions alleging claims of personal injury and products liability. Accordingly,

IT IS HEREBY ORDERED THAT the following Case Management Order shall govern all actions in this proceeding relating to actions involving claims of personal injury or products liability:

I. PRETRIAL COORDINATION

A. Coordinated Cases

By order of the Coordinating Panel, Neurontin-related personal injury actions listed on Exhibit A are those cases that have been transferred to this Court for coordinated pretrial proceedings.¹

B. Limits of Order

This Order does not constitute a determination that the actions coordinated for pretrial purposes should be consolidated for trial, nor does it have the effect of making any entity or person a party to any action in which he/she or it has not been named, served or added in accordance with the New York Civil Practice Laws and Rules (hereinafter “CPLR”) or the rules of the Coordination Panel. No party, by agreeing to this Order, waives any defense of insufficiency of service of process.

¹ This list is current as of August 31, 2006.

C. Applicability of Order

The terms of this Order shall apply automatically to all coordinated cases and to all other actions involving products liability or personal injury claims that become a part of this proceeding by virtue of being filed in or transferred to this Court

D. Objections to Order

Objections to the terms of this Order must be filed by parties or their counsel within fifteen (15) days of receipt of the Order.

E. Dissemination of Order

Within five (5) days of the date of this Order, Plaintiffs' Liaison Counsel (defined in section III. A below) shall send a copy of this Order by overnight delivery, hand delivery or telecopy to all plaintiffs' counsel in all actions to which this Order applies. When an action that properly belongs as part of this proceeding is hereinafter filed before this Court or transferred to this Court from another forum, Plaintiffs' Liaison Counsel shall immediately send a copy of this Order by overnight delivery, hand delivery, or telecopy to plaintiffs' counsel in that action.

F. Revision of Order

The Court *sua sponte* may revise this Order in any respect and at its discretion.

G. Further Orders

Upon application of counsel, or by the Court *sua sponte*, further organizational order(s), including under the CPLR or the Uniform Rules for Trial Courts will be considered.

H. CPLR

The CPLR and the Uniform Rules for Trial Courts, as modified and supplemented by the express provisions of this and any future Case Management Orders (“CMOs”), will govern all proceedings in the Neurontin cases.

II. FILING AND CAPTIONS

A. Master File

The Court hereby directs that a master file, known as the New York Neurontin Product Liability Litigation Master File (the “Master File”), Index No. _____, be established (without fee) in the Office of the Clerk of New York County for all Neurontin cases to which this Order applies. The original of this Order will be filed by the County Clerk in the Master File, and a copy will be deemed to be part of the record of each coordinated action. All subsequent entries in the Master File will also be applicable to all of the Neurontin cases.

B. Case File For Individual Cases

A separate file will also be maintained in the Office of the Clerk of New York County under a separate Index Number for each individual Neurontin case assigned to this Court, and entries will be made therein in accordance with this Order. Within thirty (30) days after the entry date of this CMO, Plaintiffs’ Liaison Counsel will provide to the Court and to defendants a list of all plaintiffs and the index number assigned to each individual action. Plaintiffs’ Liaison Counsel will amend (from time to time) this list of

plaintiffs and index numbers to reflect the final resolution of a case, the commencement of a new case or the transfer of an existing case to or from this Court.

In order to facilitate Plaintiffs' Liaison Counsel's ability to become aware of the commencement of a new case or the transfer of an existing case to or from this Court, defendants, upon the service of an Answer to a Complaint in actions in which Plaintiffs' Liaison Counsel does not represent a party, shall serve along with their Answer a Coordination Notice indicating that plaintiff's case is subject to the Coordination Order. Further, upon the service of said Answer, defendants shall provide a copy of said Coordination Notice to Plaintiffs' Liaison Counsel. Similarly, in the event of the transfer of an existing case to or from this Court in which Plaintiffs' Liaison Counsel does not represent a party, defendants shall communicate in writing to Plaintiffs' Liaison Counsel notification of said transfer.

C. Captions of Cases

Every document filed in these coordinated actions will bear a caption as follows:

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

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IN RE: Neurontin : Index No. ____:
PRODUCT LIABILITY LITIGATION : RJI No. ____:
-----X

1. If a document relates to all the Neurontin cases, the following will be added to the caption:

-----X
THIS DOCUMENT APPLIES TO ALL CASES :
-----X

2. If, instead, a document relates to one or more specific cases but not to all cases, the specific caption(s) for the cases to which the paper is applicable will be added to the caption set forth in Section IV(C)(1), *supra*, as follows:

-----X	
Plaintiff(s) name,	:
	:
- against -	Index No. [individual case number]
	:
Defendant(s) name	:
-----X	
AND RELATED CASES (SEE APPENDIX)	:
-----X	

3. In all such documents, one case will be specifically captioned (the primary or first case, if applicable), and all other cases to which the document applies will be listed as “Related Cases” in an appendix to the document, separately tabbed and made easily identifiable to the Clerk of the Court;

4. When a document is applicable only to an individual case, the attorney submitting such document for filing will caption the document (as set forth in paragraph II(C)) to indicate the case(s) to which it is applicable. The Clerk of New York County will not file such a document in the Master File. Rather, after receipt by the Clerk, the Clerk will file the original in the first captioned individual case file under the appropriate index number and will file copies of the document in any other case files to which it applies. It will be the responsibility of the attorney submitting the document for filing to supply the County Clerk with sufficient copies of any such document to facilitate compliance with the directions of this paragraph.

III. SERVICE

A. Service of Papers That Relate to All Neurontin Cases

Papers related to all Neurontin cases requiring service must be served on all parties with the exception that defendants may serve papers related to all Neurontin cases to Plaintiffs' Liaison Counsel, who shall be selected by plaintiffs' counsel and appointed by the Court. Plaintiffs' Liaison Counsel shall:

1. Maintain and distribute to the Court, other plaintiffs' counsel, co-counsel and to defendants' counsel an up-to-date service list of all Plaintiffs, plaintiffs' counsel, plaintiffs' counsel's email and mail addresses, and the index number assigned to each individual action, including the date of the most recent revisions. This list of index numbers and counsel will be amended to reflect the resolution of a case, the commencement of a new case or the transfer of an existing case to or from this Court;
2. Receive orders, notices, correspondence and telephone calls from the Court and the Clerk of the Court on matters of general applicability on behalf of all plaintiffs or defendants, as the case may be, and to notify such other plaintiffs' or defendants' counsel of communications received from the Court;
3. Maintain and make available to other plaintiffs' counsel and co-counsel at reasonable hours a complete file of all documents served by or upon each party except such documents as may be available at a document depository.

It is proposed that Plaintiffs' Liaison Counsel be:

Kenneth Fromson, Esq.
Finkelstein & Partners LLP
436 Robinson Avenue
Newburgh, New York 12550

Christopher Keenan, Esq.
Westermann Hamilton Sheehy Aydelott & Keenan, LLP
222 Bloomingdale Road
Suite 308
White Plains, New York 10605

B. Papers That Relate to Specific Actions

Papers requiring service that relate to a specific case(s) must be served on the parties specific to that case with courtesy copies provided to other parties, including copies to Plaintiffs' Liaison Counsel.

IV. REQUEST FOR JUDICIAL INTERVENTION

Plaintiffs shall be required to file a Request for Judicial Intervention and pay the appropriate fees therewith designating the case as a matter which should be assigned to the New York Neurontin calendar of this Court, no later than ^{thirty (30)} ~~sixty (60)~~ days after service of the first responsive pleading.

V. COORDINATION WITH FEDERAL MDL AND OTHER STATE COURT ACTIONS

A. Coordination in Good Faith and to the Extent Practicable

Plaintiffs and defendants in this litigation shall work in good faith and to the extent practicable to coordinate the conduct of this litigation with other Neurontin-related actions in (i) In re Neurontin Marketing, Sales Practices and Products Liability Litigation, MDL 1629 (hereafter "federal MDL" or "MDL") pending before Judge Patti B. Saris in

the United States District Court for the District of Massachusetts and (ii) other state courts. Coordination with other jurisdictions is intended to conserve judicial resources, eliminate duplicative discovery, serve the convenience of the parties and witnesses, and promote the just and efficient conduct of the litigation. This Court intends to coordinate with the MDL and any state court that is interested in coordinating discovery activities.

B. Discovery

Discovery in this action shall proceed in accordance with this and any future Case Management Orders entered by the Court. The Court's objective is to avoid the need of any party to respond to duplicative and/or overlapping discovery requests. Accordingly:

1. The following discovery previously served in this action, which is essentially identical to discovery previously served in the MDL is deemed to have been responded to and objected to in this action:

- Coordinated Plaintiffs' First Request for Production of Documents and Things, dated June 30, 2006, which is essentially identical to Class and Non-Class Plaintiffs' First Request for Production of Documents, dated March 11, 2005.
- Defendants Responses and Objections to Class and Non-Class Plaintiffs' First Request for Production of Documents, dated April 11, 2005;

2. Defendants shall provide courtesy copies of these demands and responses and objections to Plaintiffs' Liaison Counsel. The parties shall then meet and confer with respect to these demands and responses and objections;

3. Prior to serving discovery in this action, plaintiffs' counsel shall coordinate with other plaintiffs' counsel in the MDL, including counsel for any non-products liability actions in that proceeding, in order to avoid unduly burdening defendants;

4. Plaintiffs in this action further agree to not serve discovery requests that are duplicative of requests that have been served and responded to in the MDL. In the event that a dispute arises regarding compliance with this paragraph, after a good faith meet and confer, any party shall have the right to present the issue to the Court for resolution;

5. Any discovery produced in the MDL proceeding will also be separately provided to Plaintiffs' Liaison Counsel by either defendants or the Plaintiffs' Steering Committee in the MDL and will be fully available for use in this case to (a) the extent permitted by the Court under its applicable evidentiary standards and (b) subject to the plaintiffs in this litigation signing an appropriate protective order.

C. Depositions

1. Plaintiffs' Liaison Counsel shall seek to avoid duplicative depositions of witnesses. Witnesses shall be deposed only once, absent good cause shown.

2. Deposition notices of defendant witnesses in this action shall be cross-noticed in the federal MDL. Depositions of defendant witnesses noticed in the federal MDL or other Neurontin-related litigation in other state courts by plaintiffs'

counsel in this action within and beyond the State of New York shall be cross-noticed in this action.

3. Counsel for the parties shall confer in good faith with each other *and with plaintiffs' counsel in the MDL who represent both products liability and non-products liability plaintiffs in the MDLs* and attempt to agree upon a schedule for the conduct of each deponent's deposition that

will (a) permit deponents to be deposed only once while (b) allowing sufficient advance notice, time and opportunity for plaintiffs in this litigation, the MDL and other state court actions to examine deponents on issues relevant to each Case. As for the manner in which individual depositions occur, counsel for the parties shall confer in good faith in advance to determine the order in which plaintiffs shall conduct their examinations of defendant witnesses and for how long and to avoid duplication of questioning.

~~4. Notwithstanding the above paragraph, plaintiffs and their counsel in this proceeding shall not notice or otherwise seek to proceed with depositions without first consulting plaintiffs' counsel in the MDL who represent both products liability and non-products liability plaintiffs in that federal proceeding.~~

5. To the extent defendants wish to avoid duplicative depositions of any of their witnesses, defendants shall to the extent practicable provide 30-days' notice to Plaintiffs' Liaison Counsel of any deposition requested in a state court action to which plaintiffs' counsel in this action are not involved. Defendants and Plaintiffs' Liaison Counsel shall confer in good faith with one another and with plaintiffs' counsel in the relevant state court action in order to schedule such depositions on mutually agreeable dates. If plaintiffs' counsel in this action examine a witness in another state court action,

then they may not take a subsequent deposition of that witness in this action. If plaintiffs' counsel elect not to examine a witness in another state court action, plaintiffs' counsel shall be barred from taking another deposition of that witness in this action absent good cause shown.

D. Pro Hac Vice Admissions

Any attorney duly admitted to practice before the Bar of any state may participate in discovery (e.g., take and defend depositions) and pre-trial proceedings in the Neurontin cases. Any motion papers in this action must be signed by an attorney duly admitted to practice before the Bar of the State of New York ^{served by an attorney admitted pro hac vice in this action, also} ~~or by any attorney admitted pro hac vice in this action~~. The Court also reserves the issue of *pro hac vice* admissions for trial and will address such admissions in future case management orders.

VI. DISCOVERY

A. Plaintiffs' Fact Sheet

1. Each Plaintiff shall complete a Plaintiff's Fact Sheet ("Fact Sheet") identical to the Plaintiff's Fact Sheet attached hereto as Exhibit B.
2. Plaintiffs in those cases transferred to this Court pursuant to the Coordination Order or transferred to this Court prior to the entry of this Order shall have ^{until December 31, 2006} ~~60 days from submission of this Order on September 12, 2006 in which~~ to serve the relevant defendants a completed Fact Sheet.

3. Plaintiffs in cases filed after the entry of this Order will serve a completed Fact Sheet within sixty days after Plaintiffs' Liaison Counsel provides plaintiffs with this Order pursuant to Section I. D. above. Plaintiffs' Liaison Counsel shall provide the Fact Sheet to plaintiffs of cases coordinated after the date of this Order.

B. Out-of-State Commissions

The parties shall present to the Court a (i) form Order and (ii) form Commission to facilitate out-of-state commissions to secure (i) testimony and (ii) documents from third party witnesses. See Exhibits C, D.

C. Disclosure Motions

No party shall make a disclosure motion without first participating in a conference or teleconference before the Court. The Court's authorization is required for a party to move with respect to disclosure disputes.

~~To avoid burdening the Court,~~ Upon a grant of leave to move from the Court, the parties shall consult with the Court in a conference or teleconference with respect to (i) the papers the parties intend to submit, and (ii) briefing schedule(s), and (iii) return date.

VII. DISCOVERY SCHEDULE

Subject to this Court's order on the record on November 28, 2006,
The schedule for the coordinated cases should be aligned with that in the federal

MDL unless otherwise amended by agreement of the parties or order of this Court.

Event	<u>Date</u>
End of Fact Discovery, including depositions	December 31, 2006
Plaintiffs' Expert Designation	January 31, 2007
Defendants' Expert Designations	March 14, 2007

Summary Judgment Motion filing	April 15, 2007
Summary Judgment Opposition	May 15, 2007
Summary Judgment Reply	May 30, 2007
Summary Judgment Hearing [in conjunction with MDL Court]	Date to be coordinated with MDL Court

The similarity of allegations in the New York coordinated actions and the MDL in Boston provide a basis for coordinating the schedule for managing the litigation. The Court may revisit the issue of the fact discovery cut off date in conjunction with the MDL Court and may revisit the issue of coordinating the summary judgment hearing and other proceedings with the MDL court.

VIII. COUNSELS' TIME AND EXPENSE RECORDS

A. Maintenance of Contemporaneous Records

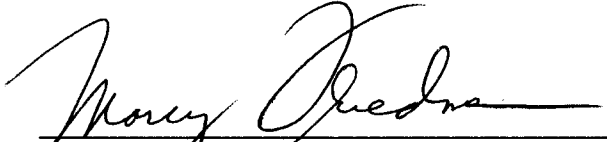
Any counsel who may seek an award (or approval) of a fee (or expenses) by the Court in connection with this proceeding shall keep a daily record of his/her time spent and expenses incurred regarding this proceeding, including specific record of the hours, location, and particular activity. The failure to maintain such records, as well as insufficient description of the activity, may be grounds for denying court-awarded attorneys' fees.

B. Filing

Each counsel (or each firm) who may seek an award (or approval) of a fee (or expenses) by the Court shall file quarterly with Plaintiffs' Liaison Counsel a report summarizing according to each separate activity the time and reasonable and necessary

expenses spent during the preceding quarter (and the ordinary billing rates of such attorneys in effect during such quarter) and the accumulated total of counsel's time, hourly rates, and expenses to date.

SO ORDERED:


Hon. Marc S. Friedman, J.S.C.

Dated: 11-29-08

FILED
DEC 12 2008
NEW YORK
COUNTY CLERK'S OFFICE

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**Cases Coordinated Under Delaney v.
Pfizer Inc., Index No. 04/117852**

No.	PLAINTIFF	INDEX NUMBER
1	Adams v. Pfizer Inc.	109079/05
2	Adkins v. Pfizer Inc.	05-109220
3	Adkins v. Pfizer Inc.	06/110314
4	Akins v. Pfizer Inc.	106336/05
5	Alferez v. Pfizer Inc.	05/109080
6	Alltop v. Pfizer Inc.	108111/05
7	Amar v. Pfizer, Inc.	05/100850
8	Amato v. Pfizer Inc.	05/109032
9	Anapol v. Pfizer, Inc.	05/100852
10	Angres v. Pfizer Inc.	06/102636
11	Aroutiounian v. Pfizer, Inc.	05/100851
12	Ashley v. Pfizer Inc.	06/103852
13	Atkins v. Pfizer Inc.	111933/05
14	Aull v. Pfizer Inc.	06/103428
15	Baker v. Pfizer Inc.	109224/05
16	Balcer v. Pfizer Inc.	115854/05
17	Ballo v. Pfizer Inc.	06/100743
18	Barbour v. Pfizer Inc.	112028/05
19	Bard v. Pfizer, Inc.	05/100849
20	Barker v. Pfizer Inc.	06/100608
21	Bassett v. Pfizer Inc.	05/108051
22	Bassett v. Pfizer Inc.	108055/05
23	Baucham v. Pfizer Inc.	05/107450
24	Beavers v. Pfizer Inc.	110325/05
25	Bender v. Pfizer Inc.	112029/05
26	Biedenbender v. Pfizer Inc.	06/107914
27	Biernacki v. Pfizer, Inc.	05/104458
28	Binau v. Pfizer Inc.	05/113830
29	Bisak v. Pfizer Inc.	05/107445
30	Blackwell v. Pfizer Inc.	109031/05
31	Block v. Pfizer Inc.	06/104526
32	Blue v. Pfizer Inc.	06/106149
33	Boris v. Pfizer, Inc.	05/100848
34	Bostic v. Pfizer Inc.	6395/05
35	Branscom v. Pfizer Inc.	05/115295
36	Brittelle v. Pfizer Inc.	111214/05
37	Burgin v. Pfizer Inc.	102942/05
38	Burke v. Pfizer Inc.	05/108324

No.	PLAINTIFF	INDEX NUMBER
39	Burroughs v. Pfizer, Inc.	05/100847
40	Bush v. Pfizer Inc.	112577/05
41	Cabrera v. Pfizer, Inc.	05/100846
42	Caggiano v. Pfizer, Inc.	05/100856
43	Calhoon v. Pfizer Inc.	05/110383
44	Candito v. Pfizer, Inc.	05/100855
45	Carden v. Pfizer Inc.	06/105688
46	Carrico v. Pfizer Inc.	05/103569
47	Carter v. Pfizer Inc.	05/115650
48	Cascio v. Pfizer Inc.	05/109083
49	Casto v. Pfizer Inc.	108112/05
50	Casunuran v. Pfizer Inc.	105933/05
51	Catassi v. Pfizer Inc.	130412/05
52	Cawood v. Pfizer Inc.	05/108322
53	Cherkin v. Pfizer, Inc.	05/100853
54	Church v. Pfizer Inc.	116111/05
55	Coluccio v. Pfizer, Inc.	05/100842
56	Colvin v. Pfizer Inc.	06/104300
57	Cooke v. Pfizer Inc.	05/111934
58	Corley v. Pfizer Inc.	06/103346
59	Corry v. Pfizer, Inc.	05/100843
60	Cox v. Pfizer Inc.	05/108327
61	Cox v. Pfizer Inc.	115853/05
62	Crandall v. Pfizer Inc.	05/108052
63	Crane v. Pfizer Inc.	05/111794
64	Craze v. Pfizer Inc.	05/107748
65	Crider v. Pfizer Inc.	05/109966
66	Crisostomo v. Pfizer Inc.	05/117071
67	Cummings v. Pfizer Inc.	108388/05
68	Deitrick v. Pfizer Inc.	05/107448
69	Delaney v. Pfizer Inc.	04/117852
70	Dicken v. Pfizer Inc.	109151/06
71	Diefenbach v. Pfizer Inc.	06/106227
72	Dollison v. Pfizer Inc.	06/108259
73	Dovenbarger v. Pfizer Inc.	108950/05
74	Dowdell v. Pfizer Inc.	05/116065
75	Drebes v. Pfizer Inc.	112031/05
76	Dyer v. Pfizer, Inc.	05/100833
77	Easter v. Pfizer Inc.	101831/06
78	Edie v. Pfizer Inc.	05/112033
79	Eide v. Pfizer Inc.	05/112023
80	Ellis v. Pfizer Inc.	108387/05

No.	PLAINTIFF	INDEX NUMBER
81	Enochs v. Pfizer Inc.	06/109152
82	Esmail v. Pfizer, Inc.	05/100845
83	Farquhar v. Pfizer Inc.	05/110542
84	Farris v. Pfizer Inc.	06/102102
85	Feister v. Pfizer Inc.	05/110547
86	Feliciano v. Pfizer, Inc.	05/100834
87	Ferrara v. Pfizer, Inc.	05/100854
88	Ferreira v. Pfizer Inc.	06/103347
89	Field v. Pfizer Inc.	05/108109
90	Filion v. Pfizer, Inc.	05/100835
91	Flanders v. Pfizer Inc.	05/110385
92	Fornario v. Pfizer, Inc.	05/100836
93	Furr v. Pfizer Inc.	06/106151
94	Gaggino v. Pfizer Inc.	06/105691
95	Galloza v. Pfizer, Inc.	05/100837
96	Gallup v. Pfizer, Inc.	05/100821
97	Garber v. Pfizer Inc.	05/111793
98	George v. Pfizer Inc.	05/106132
99	George-Ward v. Pfizer Inc.	06/105070
100	Gillespie v. Pfizer Inc.	06/104934
101	Goodman v. Pfizer, Inc.	05/100822
102	Gosa v. Pfizer Inc.	05/113138
103	Goude v. Pfizer Inc.	05/108049
104	Goulart v. Pfizer Inc.	05/108382
105	Gravina v. Pfizer Inc.	05/109082
106	Gray v. Pfizer Inc.	05/109035
107	Greif v. Pfizer Inc.	06/104725
108	Grubbs v. Pfizer Inc.	105934/05
109	Guenot v. Pfizer Inc.	05/109033
110	Habecker v. Pfizer Inc.	05/108326
111	Hale v. Pfizer Inc.	05/112026
112	Hanson v. Pfizer, Inc.	05/100839
113	Hargan v. Pfizer Inc.	05/108048
114	Harman v. Pfizer Inc.	05/108321
115	Harris v. Pfizer, Inc.	05/100823
116	Haskins-Green v. Pfizer Inc.	05/115171
117	Hayes v. Pfizer Inc.	05/113140
118	Heart v. Pfizer Inc.	05/111932
119	Heller v. Pfizer Inc.	111792/05
120	Henges v. Pfizer Inc.	108682/05
121	Henrikson v. Pfizer Inc.	05/108057
122	Hill v. Pfizer Inc.	108683/05

No.	PLAINTIFF	INDEX NUMBER
123	Hinesman v. Pfizer Inc.	05/115651
124	Hoekman v. Pfizer Inc.	05/110553
125	Hugaboom v. Pfizer Inc.	108949/05
126	Hughes v. Pfizer Inc.	05/108325
127	Immoos v. Pfizer Inc.	04-117916
128	Jarvis v. Pfizer Inc.	05/107447
129	Johnson v. Pfizer Inc.	106622/05
130	Johnson v. Pfizer Inc.	100472/06
131	Jones v. Pfizer Inc.	05/108050
132	Jordan v. Pfizer Inc.	05/111935
133	Joseph v. Pfizer Inc.	06/107925
134	Kallo v. Pfizer, Inc.	05/100824
135	Keen v. Pfizer Inc.	06/110315
136	Kefauver v. Pfizer Inc.	105931/05
137	Kelly v. Pfizer Inc.	05/109076
138	Kessler v. Pfizer, Inc.	05/100840
139	Khan v. Pfizer, Inc.	05/100857
140	Kief v. Pfizer Inc.	05/102715
141	King v. Pfizer, Inc.	05/100825
142	Kirkland v. Pfizer Inc.	108383/05
143	Kirshstein v. Pfizer, Inc.	05/100826
144	Klutarich v. Pfizer Inc.	05/109077
145	Kriseman v. Pfizer Inc.	05/110546
146	LaFreniere v. Pfizer Inc.	06/103427
147	Lassiter v. Pfizer Inc.	05/109034
148	Lawson v. Pfizer Inc.	06/103345
149	Lebeau v. Pfizer Inc.	06/109150
150	Leeper v. Pfizer Inc.	05/112025
151	Lisa Hill v. Pfizer Inc.	05/109030
152	Lockhart v. Pfizer Inc.	06/109680
153	Long v. Pfizer Inc.	05/110544
154	Loyd v. Pfizer Inc.	05/112024
155	Lumley v. Pfizer, Inc.	05/100858
156	Lyster v. Pfizer Inc.	05/112575
157	Macintosh v. Pfizer Inc.	05/114690
158	Madden v. Pfizer Inc.	111791/05
159	Maddox-Wright v. Pfizer Inc.	05/108384
160	Malsch v. Pfizer Inc.	05/112621
161	Manderville v. Pfizer Inc.	115855/05
162	Maples v. Pfizer Inc.	05/113632
163	Marmol v. Pfizer Inc.	06/103348
164	Martin v. Pfizer Inc.	06/104077

No.	PLAINTIFF	INDEX NUMBER
165	Martin v. Pfizer Inc.	05/107452
166	Mastroieni v. Pfizer Inc.	109223/05
167	McCullough v. Pfizer Inc.	05/109473
168	McCumber v. Pfizer Inc.	05/109701
169	McDaniel v. Pfizer Inc.	05/108047
170	McLawhorn v. Pfizer Inc.	05/116647
171	McLellan v. Pfizer Inc.	05/108113
172	McNamee v. Pfizer Inc.	06/106148
173	Melkey v. Pfizer Inc.	05/108391
174	Mendez v. Pfizer Inc.	05/107446
175	Midkiff v. Pfizer Inc.	06/102971
176	Milligan v. Pfizer Inc.	05/111937
177	Mnatsakanyan v. Pfizer Inc.	05/108323
178	Moran v. Pfizer Inc.	108385/05
179	Murray v. Pfizer Inc.	05/108381
180	Murray v. Pfizer Inc.	108934/06
181	Myers v. Pfizer Inc.	05/102216
182	Nazelrod v. Pfizer Inc.	114015/05
183	Neilson v. Pfizer Inc.	105728/05
184	Nelson v. Pfizer Inc.	06/104078
185	Newton v. Pfizer Inc.	06/100609
186	Nichols v. Pfizer Inc.	108389/05
187	Nichols-Gardner v. Pfizer Inc.	05/117070
188	O'Sullivan v. Pfizer Inc.	05/114689
189	Oates v. Pfizer Inc.	05/108056
190	Oliva v. Pfizer, Inc.	05/100859
191	Padgett v. Pfizer Inc.	05/103413
192	Pappenfort v. Pfizer Inc.	05/109221
193	Parnell v. Pfizer Inc.	05/109219
194	Paschetti v. Pfizer Inc.	06/105690
195	Pease v. Pfizer Inc.	06/102637
196	Peeler v. Pfizer Inc.	05/108054
197	Perez v. Pfizer Inc.	101732/06
198	Plummer v. Pfizer, Inc.	05/100828
199	Polak v. Pfizer Inc.	05/112576
200	Price v. Pfizer Inc.	7369/04
201	Rakosky v. Pfizer, Inc.	05/100863
202	Ramunni v. Pfizer Inc.	100063/05
203	Reece v. Pfizer Inc.	06/100607
204	Reid v. Pfizer, Inc.	05/100860
205	Reilley v. Pfizer Inc.	05/109222
206	Revia v. Pfizer Inc.	05/110551

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207	Richards v. Pfizer Inc.	111788/05
208	Richardson v. Pfizer Inc.	05/102716
209	Riggio v. Pfizer Inc.	05/110548
210	Roberts v. Pfizer Inc.	111790/05
211	Rogers-Hart v. Pfizer Inc.	05/111936
212	Rolick v. Pfizer Inc.	04/118206
213	Rose v. Pfizer Inc.	112032/05
214	Ross v. Pfizer Inc.	05/117328
215	Rowley v. Pfizer Inc.	110381/05
216	Ruff v. Pfizer Inc.	105932/05
217	Runyon v. Pfizer Inc.	06/102970
218	Sadler v. Pfizer Inc.	109081/05
219	Sampson v. Pfizer Inc.	112386/05
220	Santos v. Pfizer Inc.	06/105689
221	Saunders v. Pfizer Inc.	105817/05
222	Saunders v. Pfizer Inc.	06/106150
223	Schindler v. Pfizer, Inc.	05/100829
224	Schmidt v. Pfizer, Inc.	05/100861
225	Scott v. Pfizer Inc.	04-7096
226	Scully v. Pfizer Inc.	108114/05
227	Shanen v. Pfizer, Inc.	05/100862
228	Sheldon Novak v. Pfizer, Inc.	05/100827
229	Sherman v. Pfizer Inc.	102594/05
230	Shipe v. Pfizer Inc.	06/110313
231	Silver v. Pfizer, Inc.	05/100864
232	Sleeper v. Pfizer Inc.	110545/05
233	Sluben v. Pfizer Inc.	05/114822
234	Smith v. Pfizer, Inc.	05/100830
235	Sodeman v. Pfizer Inc.	05/115775
236	Sockbeson v. Pfizer Inc.	06/110447
237	Sorenson v. Pfizer Inc.	110112/05
238	Sorrell v. Pfizer Inc.	110382/05
239	Stanley v. Pfizer Inc.	108110/05
240	Stephenson v. Pfizer Inc.	112027/05
241	Stevens v. Pfizer Inc.	06/106413
242	Stevens v. Pfizer, Inc.	05/100865
243	Studen v. Pfizer, Inc.	05/100831
244	Styers v. Pfizer Inc.	06/102843
245	Sucharzewski v. Pfizer Inc.	107747/05
246	Sutton v. Pfizer Inc.	106131/05
247	Tate v. Pfizer Inc.	102717/05
248	Taylor v. Pfizer Inc.	06/105692

No.	PLAINTIFF	INDEX NUMBER
249	Thibault v. Pfizer Inc.	108390/05
250	Thomas v. Pfizer Inc.	110384/05
251	Thompson v. Pfizer Inc.	110386/05
252	Thompson v. Pfizer Inc.	111793/05
253	Thompson v. Pfizer Inc.	05/114607
254	Trautwein v. Pfizer Inc.	111450/05
255	Trousdale v. Pfizer Inc.	106337/05
256	Trout v. Pfizer Inc.	116646/05
257	Trumble v. Pfizer Inc.	06/106414
258	Tuminaro v. Pfizer, Inc.	05/100866
259	Turner v. Pfizer Inc.	110549/05
260	Vanaman v. Pfizer Inc.	107449/05
261	Vays v. Pfizer, Inc.	05/100832
262	Vermillion v. Pfizer Inc.	107451/05
263	Vicente v. Pfizer Inc.	8310/03
264	Vorholt v. Pfizer Inc.	112030/05
265	Wagasky v. Pfizer Inc.	05/105604
266	Walden v. Pfizer Inc.	05/108053
267	Warren v. Pfizer Inc.	06/106152
268	Watford v. Pfizer Inc.	111449/05
269	Weakley v. Pfizer Inc.	05/110887
270	West v. Pfizer Inc.	108386/05
271	West v. Pfizer Inc.	123687
272	Wilkey v. Pfizer Inc.	05/109225
273	Williams v. Pfizer Inc.	05/113139
274	Williams v. Pfizer, Inc.	05/100841
275	Willie-Toon v. Pfizer Inc.	05/106336
276	Wilson v. Pfizer Inc.	111789/05
277	Winters v. Pfizer Inc.	05/109076
278	Witt v. Pfizer Inc.	110552/05
279	Young v. Pfizer Inc.	1062-2004
280	Zirpolo v. Pfizer Inc.	101832/06
281	Zorn v. Pfizer, Inc.	05/100867

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

-----	X	
	:	
IN RE: NEURONTIN	:	Index No. ____
PRODUCT LIABILITY LITIGATION	:	RJI No. ____
	:	
	:	Hon. Marcy S. Friedman
	:	
-----	X	
THIS DOCUMENT APPLIES TO ALL CASES	:	
-----	X	

PROPOSED FACT SHEET

Instructions

The following Fact Sheet is designed to elicit information and documents from plaintiffs in each individual personal injury action coordinated before Justice Marcy S. Friedman in In re Neurontin Product Liability Litigation. Frequently, the plaintiff(s) in each action is also the person who is alleged to have been harmed as a result of ingesting the prescription medication Neurontin. In certain instances, however, the plaintiff may be acting in a representative capacity in pursuing a claim against defendants on behalf of a person alleged to have been harmed as a result of ingesting Neurontin. Accordingly, Section I below seeks responses from the plaintiff(s) for each filed action. In that section, “you” refers only to the person(s) who is bringing the action, whether on their own behalf or on behalf of another. The remainder of the sections in this Fact Sheet seek responses and documents with respect to the person who is alleged to have been harmed by their ingestion of Neurontin. In Sections II to X, “you” refers to the person who allegedly ingested Neurontin and was harmed as a result.

Responses to the Fact Sheet and accompanying documents shall be produced within sixty (60) days of this Fact Sheet's submission to the Court on September 12, 2006. For plaintiffs whose cases are coordinated after September 12, 2006, responses to the Fact Sheet shall be produced within 60 days of the receipt of this Fact Sheet from Plaintiffs' Liaison Counsel (see Section I. E. of Case Management Order, dated Sept. 12, 2006).

Defendants reserve their rights to serve interrogatories and / or requests for production seeking further information and documents from plaintiff. The parties shall meet and confer prior to the service by defendants of interrogatories and / or requests for production.

In the event plaintiffs are unable to fit information responsive to questions in the spaces provide below, plaintiffs are instructed to append additional sheets that clearly state the section and sub-section to which their responses correspond.

The parties recognize that the Fact Sheet is a discovery tool akin to interrogatories and document requests that requires reasonable diligence on behalf of counsel in eliciting information and documents from plaintiffs.

I. Case Information (These questions are directed at plaintiffs)

A. State the following for the civil action which you filed:

1. Case Caption: _____
2. Master Case Number: _____
3. Transferor Court and Index Number in that Court: _____

4. Please state the name, address, telephone number, fax number and email address of the principal attorney representing you:

Attorney Name: _____

Firm Name: _____

Address: _____

Telephone _____

Fax No. _____

Email Address: _____

5. If you are completing this questionnaire in a representative capacity (e.g., on behalf of the estate of a deceased person or a minor), please complete the following:

a. _____
Your Name

b. _____
Street Address

City, State, and Zip Code

c. In what capacity are you representing the individual?

d. If you were appointed by a court, state the:

State, Court Term and Number Date of Appointment

e. Your relationship to deceased or represented person:

- f. If you represent a decedent's estate, state the date of death of the decedent.
-

II. Personal Information (These questions seek information regarding the person alleged to have been harmed by ingesting Neurontin)

- A. Your Name: _____
- B. Your present address: _____
- C. Social Security Number: _____
- D. Date of Birth: _____
- E. Other names by which you have been known, and the dates during which you were known by such names:

- F. Marital Status:

If married more than once, please provide information for each marriage.

-
1. Name of Spouse: _____
2. Address of Spouse: _____
3. Dates of Marriage: _____

If separated or divorced, provide date of separation or divorce, provide the place and manner of the termination of the marriage, provide the name and location of the court entering the divorce:

1. Name of Spouse: _____
2. Address of Spouse: _____
3. Dates of Marriage: _____
 If separated or divorced, provide date of separation or divorce,
 provide the place and manner of the termination of the marriage,
 provide the name and location of the court entering the divorce:

G. List all children resulting from each of the marriages as well as step children and children outside of marriage or through adoption, their dates of birth, gender and names of birth parents:

Name:	Date of Birth:	Gender (M, F)	Birth Parents
-------	----------------	---------------	---------------

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

H. Identify each address at which you have resided for a period of more than thirty (30) days in the last ten years, including the date each residency was commenced and terminated and any individuals with whom you resided at such address(es) and the relationship with that individual:

Street Address	City	State	Zip	When?
_____	_____	_____	_____	_____
With whom		Relationship		
_____	_____	_____	_____	_____
With whom		Relationship		
_____	_____	_____	_____	_____
With whom		Relationship		
_____	_____	_____	_____	_____
With whom		Relationship		

With whom	Relationship
I. Education	

Identify by name, location and dates of attendance, each high school, vocational school, college, university or other post-secondary educational institution or other learning facilities you attended, and for each identify the type of certificate, diploma or degree awarded. If you did not graduate or otherwise receive a certificate, diploma or degree for a certain educational institution, please state why.

<u>School</u> <i>Complete Address</i>	<u>Years</u> <u>Attended</u>	<u>Graduate?</u> <u>Degree?</u>	<u>Reason for Not</u> <u>Completing</u>

J. Employment

1. Current or Most Recent [Last] Employer:

Name	Street Address	City	State	Zip Code
------	----------------	------	-------	----------

Dates of Employment	Occupation	Reason for termination
---------------------	------------	------------------------

2. Identify each employer for whom you worked in the last ten years as follows. If you do not have enough space to answer the question completely please provide an attachment clearly marked as "1.J.2. Employment History":

Name	Street Address	City	State	Zip Code
Dates of Employment		Occupation	Reason for termination	

Name	Street Address	City	State	Zip Code
Dates of Employment		Occupation	Reason for termination	

Name	Street Address	City	State	Zip Code
Dates of Employment		Occupation	Reason for termination	

Name	Street Address	City	State	Zip Code
Dates of Employment		Occupation	Reason for termination	

Name	Street Address	City	State	Zip Code
Dates of Employment		Occupation	Reason for termination	

K. Identify each insurance company that has provided medical, prescription, disability, accident or life insurance benefits to the Plaintiff for the last 20 years.

Name of Insurance	Name of Insured	Policy #
Street Address	City	State Zip Code

Did they pay for Neurontin or incident-related expenses?

Yes _____ No _____

Name of Insurance	Name of Insured	Policy #	
Street Address	City	State	Zip Code

Did they pay for Neurontin or incident-related expenses?

Yes _____ No _____

Name of Insurance	Name of Insured	Policy #	
Street Address	City	State	Zip Code

Did they pay for Neurontin or incident-related expenses?

Yes _____ No _____

Name of Insurance	Name of Insured	Policy #	
Street Address	City	State	Zip Code

Did they pay for Neurontin or incident-related expenses?

Yes _____ No _____

III. Use of Neurontin (These questions seek information regarding the person alleged to have been harmed by ingesting Neurontin)

Identify by name, specialty, and address the doctor(s) **who prescribed Neurontin** for you and, for each doctor, provide the dates during which he or she prescribed Neurontin. Please further identify the dosage of Neurontin prescribed to you by the doctor.

Name and specialty

Street Address City, State, and Zip Phone Number

Dates Neurontin was prescribed Dosage

Name and specialty

Street Address City, State, and Zip Phone Number

Dates Neurontin was prescribed Dosage

Name and specialty

Street Address City, State, and Zip Phone Number

Dates Neurontin was prescribed Dosage

Did you receive samples? Yes _____ No _____

If yes , please provide name and address of health care provider who gave you samples

Name and specialty

Street Address City, State, and Zip Phone Number

IV. Injury

- A. Do you claim that you have suffered an injury as a result of the use of Neurontin?

Yes _____ No _____

If the answer is yes, state the nature of the bodily injury or injuries which you claim.

- B. Have you sought medical treatment as a result of your injury?

Yes _____ No _____

If the answer is yes, list all health care providers with whom you have sought treatment:

Name: _____

Address _____ City _____ State _____ Zip Code _____

Type of Treatment _____ Dates of Treatment _____

Medications Prescribed: _____

Name: _____

Address _____ City _____ State _____ Zip Code _____

Type of Treatment _____ Dates of Treatment _____

Medications Prescribed: _____

Name: _____

Address	City	State	Zip Code
---------	------	-------	----------

Type of Treatment	Dates of Treatment
-------------------	--------------------

Medications Prescribed: _____

C. Are you still undergoing treatment for your injury?

Yes _____ No _____

If the answer is yes, please list health care providers with whom you are currently treating:

Name: _____

Address	City	State	Zip Code
---------	------	-------	----------

Type of Treatment	Dates of Treatment
-------------------	--------------------

Medications Prescribed: _____

Name: _____

Address	City	State	Zip Code
---------	------	-------	----------

Type of Treatment	Dates of Treatment
-------------------	--------------------

Medications Prescribed: _____

Name: _____

Address	City	State	Zip Code
---------	------	-------	----------

Type of Treatment	Dates of Treatment
-------------------	--------------------

Medications Prescribed: _____

Name: _____

Address City State Zip Code

Type of Treatment Dates of Treatment

Medications Prescribed: _____

- D. Please list the name and address of any person, law enforcement organization, governmental agency, coroner or medical examiner that was present or responded at the time of the incident.

Name: _____

Address City State Zip Code

Name: _____

Address City State Zip Code

Name: _____

Address City State Zip Code

V. **Fact Witnesses**

- A. Please identify all persons you believe possess information concerning your injury and/or your current medical conditions [*excluding health care providers previously listed in this Fact Sheet*] and for each, state their name, address, telephone number and a description of the information you believe they possess.

- B. With the exception of health care providers previously listed in this Fact Sheet, state the name and addresses of witnesses with knowledge of any and all medications (whether prescription or not) or drugs (whether prescription or not) which plaintiff took orally, by injection, through ingestion, by suppository or by external application at any time during a twenty year period prior to his injury.

- C. Please state the name and address of any individuals who may have had contact with you, or would have knowledge of your behavior, or mental state, in the 72 hours immediately preceding your suicide attempt or death.

- D. Identify each person known to you or your counsel, who is not already listed in another section of the Fact Sheet, who has knowledge of any facts relevant to this case, specifying as to each person the nature and extent of the personal knowledge that you claim they have concerning the facts of this case.

VI. Damage Claims

- A. Have you paid or incurred any medical expenses, including amounts billed or paid by insurers and other third party payors, which are related to any condition which you claim or believe was caused by your use of Neurontin which you seek to recover in the action which you have filed?

Yes _____ No _____

If yes, please state the total amount of such expenses at this time: \$ _____

- B. Are you making a claim for lost wages ?

Yes _____ No _____

If yes, please indicate the total amount of lost wages at this time: \$ _____

VII. Prior Psychiatric Treatment

- A. In the twenty (20) years prior to the incident complained of, did you ever consult with a psychiatrist, psychologist, therapist, counselor or any other mental health professional? If yes, please identify the individual by name, address, type of treatment, dates of treatment and medications prescribed.

Name: _____

Address City State Zip Code

Type of Treatment Dates of Treatment

Address City State Zip Code

Type of Treatment Dates of Treatment

Address City State Zip Code

Type of Treatment	Dates of Treatment
-------------------	--------------------

Address	City	State	Zip Code
---------	------	-------	----------

Type of Treatment	Dates of Treatment
-------------------	--------------------

- B. Please list each other physician, hospital or healthcare provider from whom you have received treatment, with whom you have consulted regarding your health, or who has examined you since five (5) years before you started taking Neurontin OR since ten (10) years before the occurrence of the earliest injury complained of in this lawsuit, whichever date is earlier:

Name

Specialty and Reason for Consult or treatment

Street Address

City, State, Zip Code	Phone Number
-----------------------	--------------

Name

Specialty and Reason for Consult or treatment

Street Address

City, State, Zip Code	Phone Number
-----------------------	--------------

Name

Specialty and Reason for Consult or treatment

Street Address

City, State, Zip Code

Phone Number

Name

Specialty and Reason for Consult or treatment

Street Address

City, State, Zip Code

Phone Number

- C. Alcohol and/or drug use or abuse: Have you ever consumed alcoholic beverages?

Yes: _____ No _____

If yes, please state the frequency and type of beverage consumed:

Have you taken illegal drugs ("street drugs")?

Yes: _____ No _____

If yes, please state the name of the drug or prescription and the dosage and the frequency of your use:

Have you consumed prescription drugs that were not originally prescribed to you?

Yes: _____ No _____

If yes, list the name of the person to whom the drug was prescribed and their relationship to you if any:

Name of Drug	Dosage	Frequency of use by you	If prescribed to someone other than you, please provide the name of that individual	Relationship of that person to you, if any

Have you ever sought any type of treatment or counseling for any issue related to your alcohol use and or illegal or prescription drugs? If so, please identify the health-care professional involved, the nature of the treatment, the dates of the treatment, the location of the treatment and the outcome of the treatment since five (5) years before you started taking Neurontin OR since ten (10) years before the occurrence of the earliest injury complained of in this lawsuit, whichever date is earlier:

Name of health care professional or institution

Type of treatment

Dates

Location/address	phone number
------------------	--------------

Outcome

Name of health care professional or institution

Type of treatment	Dates
-------------------	-------

Location/address	phone number
------------------	--------------

Outcome

Name of health care professional or institution

Type of treatment	Dates
-------------------	-------

Location/address	phone number
------------------	--------------

Outcome

Name of health care professional or institution

Type of treatment	Dates
-------------------	-------

Location/address	phone number
------------------	--------------

Outcome

VIII. Family History

Please provide the following information for your parents, grandparents, natural uncles and aunts, siblings and children. In the last column please list if that family member has a history of any of the following: Is there a history of psychiatric or mental illness? Suicide, attempted suicide, homicide or other violent or aggressive behavior? Indicate yes or no for each family member and if yes briefly describe and include approximate dates if known. Also identify the individuals that might have known of these incidents.

Name	Relationship	Date of Birth	Psychiatric health history
			<p>Suicide: ____ or attempted suicide: ____</p> <p>Homicide or other violent behavior ____</p> <p>Describe: _____</p> <p>_____</p> <p>_____</p> <p>Individuals with knowledge of this event: _____</p> <p>_____</p>
			<p>Suicide: ____ or attempted suicide: ____</p> <p>Homicide or other violent behavior ____</p> <p>Describe: _____</p> <p>_____</p> <p>_____</p> <p>Individuals with knowledge of this event: _____</p> <p>_____</p>

Name	Relationship	Date of Birth	Psychiatric health history
			<p>Suicide: ____ or attempted suicide: ____</p> <p>Homicide or other violent behavior ____</p> <p>Describe: _____</p> <p>_____</p> <p>_____</p> <p>Individuals with knowledge of this event: _____</p> <p>_____</p>
			<p>Suicide: ____ or attempted suicide: ____</p> <p>Homicide or other violent behavior ____</p> <p>Describe: _____</p> <p>_____</p> <p>_____</p> <p>Individuals with knowledge of this event: _____</p> <p>_____</p>

Name	Relationship	Date of Birth	Psychiatric health history
			<p>Suicide: ____ or attempted suicide: ____</p> <p>Homicide or other violent behavior ____</p> <p>Describe: _____</p> <p>_____</p> <p>_____</p> <p>Individuals with knowledge of this event: _____</p> <p>_____</p>
			<p>Suicide: ____ or attempted suicide: ____</p> <p>Homicide or other violent behavior ____</p> <p>Describe: _____</p> <p>_____</p> <p>_____</p> <p>Individuals with knowledge of this event: _____</p> <p>_____</p>

Name	Relationship	Date of Birth	Psychiatric health history
			Suicide: ____ or attempted suicide: ____ Homicide or other violent behavior ____ Describe: _____ _____ _____ Individuals with knowledge of this event: _____ _____

IX. Medications:

List any prescription medicines taken for the twenty (20) years **BEFORE** the incident complained of. For each medication, state the precise name of the medication/substance, the time period(s) you took it (including the dates first and last taken), and the name of the physician who prescribed it.

<u>Medication</u>	<u>Date First Taken</u>	<u>Date Last Taken</u>	<u>Prescribing Physician</u>

<u>Medication</u>	<u>Date First Taken</u>	<u>Date Last Taken</u>	<u>Prescribing Physician</u>

X. Documents

Please attach to this declaration the following documents that are in your possession, custody or control:

- A. Copies of the death certificate, if applicable, of person alleged to have ingested Neurontin and been harmed as a result. Copies of the coroner's report, toxicology reports and other laboratory work performed upon death, if applicable.
- B. Any Letters of Administration.
- C. All documents written or prepared by plaintiff that mention, discuss, or refer to any thought, expression, or act of suicide, including, but not limited to, any suicide note connected with the subject incidents.
- D. Original signed authorizations providing for the release of records in the form appended hereto. These authorizations are to be provided without time limitation and are to be provided after all identifying information of health care providers and facilities, including hospitals and other treatment facilities, is reviewed with reasonable diligence and good faith.
- E. Copies of all documents written or prepared with respect to you by any mental health care providers, including therapists, psychiatrists, psychologists and other professionals, for the past 20 years.
- F. All documents constituting, reporting, summarizing, or referring to any medical test, psychological test, psychiatric test, intelligence test, mental health test, or standardized test of any kind ever taken by or administered to plaintiff.
- G. Copies of all medical records, surgical records, x-rays, radiographic films, pathology materials, including but not limited to slides and other tissue samples, or any other records or materials related to any diagnostic or treatment tests or procedures, financial records, bills, invoices, writings, notes or memoranda relating to all of the plaintiff's physical, medical or mental/emotional conditions, illnesses or disabilities, including but not limited to those of doctors, nurses, practitioners, hospitals, clinics, institutions or other health care providers or third party private or governmental health or accident insurers, without regard to whether it is the plaintiff's contention that such physical, medical or mental conditions, illnesses, or disabilities were caused in any way by the defendants or any agent or employee of the defendants:

- (i) for a period of five (5) years before you started taking Neurontin OR since ten (10) years before the occurrence of the earliest injury complained of in this lawsuit, whichever date is earlier.
 - (ii) for a period of time commencing on the date of the first occurrence alleged in the Complaint up to and including the present date.
- H. Copies of each informed consent form or consent to treatment form plaintiff/decedent signed in connection with treatment by a health care professional and/or institution who prescribed him/her Neurontin.
- I. All documents that record, describe, or refer to any drug or medication of any kind that was prescribed for, administered to, obtained by, provided to, or made available to plaintiff at any time during the three years immediately preceding the injurious event alleged in the complaint:
- J. All documents that describe or refer to any counseling, recommendation for counseling, arrest, prosecution, conviction, or treatment of plaintiff for any use of, possession of, addiction to, intoxication with, or abuse of any form of alcohol, controlled substance, mind-altering substance, illegal drug, or medication for the period five (5) years before you started taking Neurontin OR since ten (10) years before the occurrence of the earliest injury complained of in this lawsuit, whichever date is earlier..
- K. All documents that describe, record, or refer to any felony, act of violence, civil assault, civil battery, act of cruelty, spousal abuse, child abuse, fighting, suicide attempt, or disturbance of the peace in which plaintiff ever has been or was involved, or for which plaintiff ever has been or was accused, sued, arrested, prosecuted, investigated, convicted, enjoined, or subjected to restraint by court order. Such documents include all records revealing the nature of each such offense, the name of the court in which each such matter or proceeding was filed or prosecuted, each judgment or plea entered in connection with each such offense, the sentence or other punishment imposed for each such offense, the name and address of each institution in which plaintiff was confined or referred for treatment or counseling in connection with each such offense, or the name and last known address of any probation or parole officer assigned to any such case.

- L. All documents that describe, record, or refer to any investigation, prosecution, claim, charge, report, accusation, disciplinary action, or incident of any kind in which any person asserted that plaintiff committed was injured as a result of, any felony, act of violence, civil assault, civil battery, act of cruelty, spousal abuse, child abuse, fight, suicide attempt, or disturbance of the peace.
- M. All notes, reports, recommendations, memoranda, and other documents in which any person, including, but not limited to, school administrators, counselors, providers, friends, relatives, and law enforcement personnel, described, warned about, opined on, or in any way referred to any actual, observed, or possible behavioral problem, deportment problem, psychological or psychiatric problem, mental problem, mental illness, alcohol problem, or substance-abuse problem of or with respect to plaintiff for a period of 20 years prior to the date of the alleged injury.
- N. If you have been the claimant or subject of any worker's compensation, Social Security or other disability proceeding, all documents relating to such proceeding.
- O. All documents constituting, concerning or relating to product use instructions, product warnings, package inserts, pharmacy handouts or other materials distributed with or provided to you in connection with your use of Neurontin.
- P. All documents that state, describe, or refer to any benefit, efficacy, physical or chemical property, indication, contraindication, "side effect," adverse reaction, warning, precaution, or recommendation of or for Neurontin that plaintiff read or viewed before plaintiff's injury.
- Q. All records in plaintiff's possession, custody or control that relate to suicide, suicide attempt, other psychiatric conditions and/or any other alleged condition that is the subject of plaintiff's lawsuit.
- R. Copies of each bottle and label in your possession, custody or control and any remaining medication, of any product, drug or device referred to in the Complaint or other drug (whether prescription or otherwise) taken by plaintiff during the pertinent time of the matters alleged in the Complaint shall be made available for inspection by defendants.

- S. All documents relating to your purchase of Neurontin, including, but not limited to, receipts, prescriptions or records of purchase.
- T. All documents in your possession referring or relating to Neurontin in your possession including, but not limited to:

Copies of all newspaper, magazine or medical journal articles which discuss, refer or relate to the use of Neurontin and the risk of suicide ideation.

Copies of any and all promotional or marketing materials or other documents regarding the use of Neurontin in the treatment of the condition for which plaintiff was prescribed Neurontin or at higher dosages than recommended on the label, that plaintiff alleges were improperly provided by defendants to plaintiff's physician.

Copies of each and every medical article, treatise, research study, publication, or other document regarding the use of Neurontin for the treatment of plaintiff's condition that was reviewed or relied upon by plaintiff's physician in formulating the clinical judgment to prescribe Neurontin to plaintiff.

All documents relating to any statements obtained by the plaintiff from any person having, or purporting to have, knowledge or information pertaining to Neurontin, with the exception of any expert retained by plaintiff.

All documents relating to any opinion by any person with an M.D., Ph.D., D.O., M.P.H., D. Sc., M.D., pharmacy degree or by any similarly trained or educated health care professional or scientist concerning Neurontin, [*with the exception of any expert retained by plaintiff*]]

- U. All documents relating to any communication by any person, including your attorneys, to or from the Food and Drug Administration ("FDA"), including but not limited to online, phoned, mailed or faxed communications to the FDA's MedWatch program, regarding Neurontin, including the dates of any such communications.

- V. All documents relating to any communication posted on any Internet web site or message board, including, but not limited to, www.legalnewswatch.com, concerning Neurontin, Pfizer, Warner-Lambert, or Parke-Davis.
- W. All documents relating to any communication by any person about reporting adverse reactions to Neurontin to the FDA or to Pfizer.
- X. All documents relating to any advertisements, including but not limited to print, television, and radio media, concerning reporting adverse reactions to Neurontin to Pfizer, to the FDA, or to other regulatory bodies, or concerning bringing a lawsuit relating to Neurontin.
- Y. All documents that record, describe, or refer to any incidence, diagnosis, or history of mental illness in any of plaintiff's natural grandparents, natural parents, natural aunts and uncles, or natural siblings.
- Z. All documents obtained directly or indirectly from Pfizer Inc.
- AA. All documents proposing, recommending, or in anyway suggesting that Pfizer should add to or change the warnings and instructions provided to physicians or consumers about Neurontin.
- BB. All documents that refer or pertain to any investigation of any incident or matter referred to in the Complaint, including any investigation of any aspect of the subject incident by any law enforcement organization, governmental agency, or insurance company.
- CC. All documents concerning any oral or written communications between defendants, or their agents, servants, or employees and the health care professional(s) who prescribed Neurontin® for plaintiff/Decedent.
- DD. Please produce all documents that refer or relate to any communication (whether oral or written) between you, or a person acting on your or plaintiff's behalf, and any health care professionals and/or institutions by whom or at which plaintiff was seen, evaluated, or treated concerning Neurontin, or any act, omission, or conduct of defendants, including, without limitation, any notes, correspondence or recordings of such communications.

- EE. All documents, including, but not limited to, correspondence between Plaintiff and any of his / her family members or friends, that mention or refer in any way to any depression, grief, unhappiness, anxiety, suicidal thought, suicidal expression, hostility, troubled behavior, anger, fear, hyperactivity, agitation, violent act, threat, restlessness, need for help, or helplessness by or on the part of plaintiff.
- FF. All documents, without time limitation, that state, describe, discuss, mention, evaluate, determine, or refer to any event, occurrence, effect, substance or condition that any person has suspected, investigated, evaluated, considered, accepted, rejected, or discussed as a hypothetical, potential, possible, probable, contributing, or actual cause of or reason for any suicidal thought, attempt, or act by plaintiff at any time during his /her life.
- GG. All documents, without time limitation, in which plaintiff or any other person described or referred to plaintiff's use of Neurontin, described or referred to any adverse event or "side effect" experienced by plaintiff as a result of ingesting Neurontin, or described or referred to any injury, damage, or harm that resulted from plaintiff's ingesting Neurontin.
- HH. All documents in which plaintiff or any other person described or referred to plaintiff's use of any medication other than Neurontin, described or referred to any adverse event or "side effect" experienced by plaintiff as a result of ingesting any medication other than Neurontin, or described or referred to any injury, damage, or harm that resulted from plaintiff's ingesting any medication other than Neurontin.
- II. All documents in which you or any other person described or referred in any way to the subject incidents or any aspect of them in any manner or for any purpose.
- JJ. All documents in which you or any other person stated or opined that plaintiff had, or seemed to have, manifested anger, aggressiveness, suicidal expression, suicidal thought, suicidal behavior, violent expression, violent thought, or violent behavior at any time.
- KK. All documents, without time limitation, in which you or any other person described or referred to any behavioral problem, disciplinary problem, social problem, adjustment problem, stress, anger problem, or interpersonal problem that you ever experienced, or that any person ever believed, reported, or suggested you experienced, at any time.

- LL. If you claim you have suffered a loss of earnings or earning capacity, an authorization to obtain salary history from your employers.
- MM. If you claim any loss from medical expenses, copies of all bills from any physician, hospital, pharmacy or other health care provider.
- NN. All journals, diaries, letters, e-mails or other documents written by you or received by you which refer to your health or well-being, including any injuries or illnesses, or which refer to Neurontin.
- OO. Any document relating to any medical or accident insurance which plaintiff had in effect from three years prior to the harm alleged in his / her Complaint.
- PP. All insurance records and/or other documents relating to, or supporting, your claimed damages.
- QQ. All documents that state, record, list, or refer to any fee, expense, cost, or item of pecuniary expense or loss of any kind for which you seek to recover compensatory damages in this action, including medical, legal, counseling, administrative, travel, and other costs, damages, or expenses.
- RR. All documents that describe, refer to, were filed in, or were produced by or provided to you in connection with, any claim or suit for personal injury or disability filed by plaintiff, including, but not limited to, all documents that identify the court in which each such claim or suit was filed, the nature and extent of the injuries for which damages were sought, the identities of all parties to each such claim or suit, and the disposition of each such claim or suit.
- SS. All documents that describe or refer to any legal proceeding (whether civil, criminal, or administrative, including, but not limited to, any criminal indictment or conviction, petition for protective order, petition for restraining order, commitment proceeding, divorce proceeding, separation proceeding, or guardianship proceeding) in which plaintiff has ever been named a party, a deponent, a testifying witness, an affiant, or a declarant under penalty of perjury.
- TT. All documents that describe, record, or refer to any felony, act of violence, civil assault, civil battery, act of cruelty, spousal abuse, child abuse, fighting, suicide attempt, or disturbance of the peace in which plaintiff, or for which plaintiff ever has been or was accused, sued, arrested,

prosecuted, investigated, convicted, enjoined, or subjected to restraint by court order.

- UU. Plaintiff's individual state and federal tax returns for the past five years from the date of injury.
- VV. Any and all calendars or diaries prepared by plaintiff covering any portion of the pertinent time of the matters alleged in the Complaint from Jan. 1, 1994 to the date of the filing of the Complaint.
- WW. Copies of any weapons permits you have held or currently hold.
- XX. Any and all photographs, X-rays, drawings, slides, movies, videotapes, or other visual reproduction of any type in your possession, the possession of your attorneys, or any other person acting on your behalf, relating to the allegations that form the basis of this lawsuit, alleged injuries, or any other facts associated with any of the claims in this suit, whether or not the item is expected to be introduced into evidence at trial.
- YY. Any petition or complaint to compromise any claim against any person or organization, arising out of the allegations that form the basis of this lawsuit, and all supporting papers submitted in conjunction with any such petition or complaint.
- ZZ. Any release executed by you or any person authorized to act in your behalf in connection with the allegations that form the basis of this lawsuit.
 - a. Any covenant not to sue, stipulation of dismissal or compromise, or similar document executed by you, any attorney representing you or any personal representative or guardian acting on your behalf, in connection with the allegations that form the basis of this lawsuit.
 - b. Any Order authorizing the compromise of any claim against any person, entity or organization arising out of the allegations that form the basis of this lawsuit.
 - c. Any Order with respect to the distribution of the proceeds of any compromise of any claim against any person or organization, arising out of the allegations that form the basis of this lawsuit.
 - d. All medical or scientific writings in which any person purports to have found, determined, or confirmed a causal relationship between Neurontin and any specific incident of suicide or attempted suicide.

- e. All medical or scientific writings in which any person purports to have found, determined, or confirmed a causal relationship between Neurontin and suicidal ideation.
- f. All medical or scientific writings in which any person purports to have found a causal relationship between Neurontin and any specific incident of suicide or attempted suicide by a person with no prior history of attempted suicide or suicidal ideation.
- g. All medical or scientific writings in which any person purports to have found a causal relationship between any anti-epileptic drug (“AED”) and any specific incident of suicide or attempted suicide.
- h. All medical or scientific writings in which any person purports to have found a causal relationship between any AED and any specific incident of suicide or attempted suicide by a person with no prior history of attempted suicide or suicidal ideation.

STATE OF)

): ss:

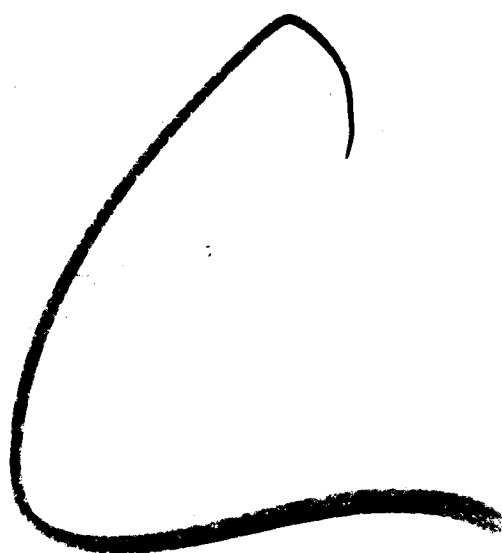
COUNTY OF)

I, _____, being duly sworn, deposes and says, under penalty of perjury:

The information contained in this Fact Sheet is based on my personal knowledge and the answers provided herein are accurate and complete to the best of my ability.

Sworn to before me this
____ day of _____ 2006

Notary Public



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

-----	X	
IN RE: NEURONTIN	:	Index No. ____
PRODUCT LIABILITY LITIGATION	:	RJI No. ____
	:	
	:	Hon. Marcy S. Friedman
	:	
-----	X	
THIS DOCUMENT APPLIES TO ALL CASES	:	ORDER
-----	X	

The motion of [plaintiff/defendants] is granted without opposition to the extent that it is Ordered that, pursuant to CPLR 3108, a Commission issue in this action to a Judge of [name of jurisdiction], or any other authorized person who may administer oaths pursuant to the laws of that state, to take the deposition upon oral questions under oath of [Name, title, address], as a witness in the above-captioned action, and to cause the witness to produce certain documents hereto, and that he/she return the transcript of the testimony subscribed by the witness, certified to be correct, annexed to said commission with any exhibits produced and proven before him/her, to the Clerk of the Supreme Court of the State of New York, County of New York, 60 Centre Street, New York, New York 10007, by certified or registered mail, with all convenient speed.

Dated: New York, New York
_____, 200_

Marcy S. Friedman, J.S.C.

D

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

-----	X
IN RE: NEURONTIN	: Index No. ____
PRODUCT LIABILITY LITIGATION	: RJI No. ____
	:
	: Hon. Marcy S. Friedman
-----	X
THIS DOCUMENT APPLIES TO ALL CASES	: COMMISSION
-----	X

THE PEOPLE OF THE STATE OF NEW YORK

**TO: ANY DULY AUTHORIZED PERSON WHO MAY ADMINISTER OATHS
PURSUANT TO THE LAWS OF THE STATE OF _____**

GREETING:

KNOW YE, that we with full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you to administer an oath to compel [Name and address], as a witness in the above-captioned action pending in our Supreme Court of the State of New York, County of New York, to come before you for the purpose of taking the witness' examination under oath.

WE COMMAND YOU at a certain time and place to be by you appointed, that you cause [Name] to come before you and to be then and there placed under oath and [there to answer, under oath, to the several questions and cross-questions put to [him/her] by the attorneys for the parties and to require [him/her] to produce certain documents hereto, and that you will cause [his/her] deposition to be reduced to writing, subscribed by the witness, and certified to be correct and proven before you, and that you return the transcript of the testimony, together with this Commission and any exhibits produced and

proven before you, to the Clerk of the Supreme Court of the State of New York, County of New York, 60 Centre Street, New York, New York 10007, by certified or registered mail with all convenient speed. You are to be governed in the premises by the applicable law of the State of New York.

WITNESS: the Honorable Marcy S. Friedman, one of the Justices of our Supreme Court, this ____ day of ____, 200_.

Marcy S. Friedman, J.S.C.