

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

In re: PARAQUAT PRODUCTS  
LIABILITY LITIGATION

Case No. 3:21-md-3004-NJR

MDL No. 3004

This Document Relates to All Cases

**ORDER IDENTIFYING EARLY TRIAL SELECTION CASES**

**ROSENSTENGEL, Chief Judge:**

Pursuant to Case Management Order No. 12 (Doc. 587) and the Order Adopting Special Master's Report and Recommendations Regarding Case Management Order No. 12 (Doc. 610), and in accordance with specific directives given by Special Master Randi Ellis, Plaintiffs submitted eight cases for early trial selection, and Defendants submitted eight cases for early trial selection. In all sixteen cases, the parties waived their rights to have the cases remanded for trial and consented to bellwether trials before the undersigned in the United States District Court for the Southern District of Illinois. *See generally* 28 U.S.C. § 1407; *Lexecon v. Milberg Weiss*, 523 U.S. 26 (1998).

Accordingly, the Court hereby **IDENTIFIES** and **DESIGNATES** the following member cases for early trial selection procedures:

**Plaintiffs' Selections**

<b>Plaintiff</b>	<b>Case Number</b>
Burgener, Todd	3:21-pq-01218-NJR
Coward, Matthew	3:21-pq-01560-NJR
Davis, Jacky, et al.	3:21-pq-00977-NJR
Fuller, Keith	3:21-pq-00836-NJR
Landis, Benjamin	3:21-pq-00634-NJR
Martinelli, Thomas, et al.	3:21-pq-01353-NJR
Richter II, Frederick, et al.	3:21-pq-00571-NJR
Whildin, John, et al.	3:21-pq-01210-NJR

**Defendants' Selections**

<b>Plaintiff</b>	<b>Case Number</b>
Marx, Eve	3:21-pq-00922-NJR
Middendorf, Anthony	3:21-pq-01318-NJR
Nichols, Paul	3:21-pq-00652-NJR
Parker, Cloyd	3:21-pq-00880-NJR
Pitcock, Bobby	3:21-pq-00999-NJR
Platt, John	3:21-pq-01238-NJR
Shields, James	3:21-pq-01601-NJR
Walkington, Robert Dean	3:21-pq-00601-NJR

Plaintiffs' Co-Lead Counsel, who already are entered as counsel of record in each of the sixteen early trial selection cases, **SHALL** promptly file in each member case the Waiver that was obtained from each Member Plaintiff's counsel and submitted to Special Master Ellis on January 6, 2022. Each Defendant likewise **SHALL** promptly file corresponding Waivers in each member case.

**IT IS SO ORDERED.**

**DATED: January 7, 2022**

Handwritten signature of Nancy J. Rosenstengel in black ink, written over a circular seal of the U.S. District Court for the District of New Jersey.

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**NANCY J. ROSENSTENGEL**  
**Chief U.S. District Judge**