



## **MDL 2100 – Yasmin and YAZ (Drospirenone) Marketing, Sales Practices and Products Liability Litigation**

### **Frequently Asked Questions**

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**1. If I have a question for the plaintiffs’ steering committee who should I call?**

Call Roger Denton’s office at 314-621-6115

**2. What is the Master Case File?**

Pursuant to Case Management Order Number One, the clerk of this Court will maintain a master docket case file under the style “In Re Yasmin and YAZ (Drospirenone) Marketing, Sales Practices and Products Liability Litigation” with the identification “MDL No. 2100.” Pursuant to Amended Case Management Order Number Four, as of May 12, 2010, pleadings intended to be applicable to all member actions (such as case management orders) will be filed in the Master Docket only. Case-specific documents, on the other hand, shall be filed in the relevant member action only and not in the Master Case file. Please review [Amended Case Management Order Number Four](#) for additional information.

**3. When I file a Notice of Appearance to add myself as counsel of record in a particular member action, should I check the “Lead” box to ensure I receive all filings in that member case?**

No. Lead counsel has already been designated in this MDL. When you file your Notice of Appearance in a particular member action, CM/ECF adds you to the service list for that member action and you will begin receiving Notices of Electronic Filing for that member action.

**4. How will I receive notice of filings in the Master Case File?**

With regard to filings in the Master Case File, lead and liaison counsel are responsible for serving the parties and attorneys of record. Please see [Amended Order Number Four](#) for more information.

**5. May I listen to the Court's status conferences via phone?**

Yes. Status conference dates and times are posted on the Court's MDL website. Parties may call in to listen to the status conferences by using the following dial-in information:

Dial in number: 1-877-762-3404

Conference Code: 4588631337

**6. May plaintiffs that do not reside in the Southern District of Illinois file directly in this MDL?**

Yes. In order to eliminate delays associated with transfer to this Court of cases filed in or removed to other federal district courts, and to promote judicial efficiency, any plaintiff whose case would be subject to transfer to MDL 2100 may file his or her case directly in this MDL. The procedures for direct filing are outlined in [Amended Case Management Order Number Nine](#).

**7. How will direct filing pursuant to Amended Case Management Order Number Nine impact my case?**

Direct filing will have no impact on choice of law issues. Further, upon completion of pretrial proceedings, the Court will transfer the case to the federal district court where the plaintiff was allegedly injured or where the plaintiff resides at the time of such transfer. Please review [Amended Case Management Order Number Nine](#) for additional information regarding this matter.

**8. I'm confused about the process for serving the Bayer entities.**

The parties have negotiated an agreement allowing Plaintiffs to informally serve Bayer Healthcare Pharmaceuticals, Inc. and Bayer Schering Pharma A.G. The procedure for informal service of process is outlined in [Amended Case Management Order Number Nine](#). Other Bayer entities must be served in the traditional manner. Please see [Amended Case Management Order Number Nine](#) for additional information.

**9. Amended Case Management Order Number Nine and informal service of process: Paragraph D instructs plaintiffs to mail the complaint and summons to Bayer Schering Pharma A.G. and Bayer Healthcare Pharmaceuticals, Inc. Do I have to mail the original summons?**

Yes.

- 10. Amended Case Management Order Number Nine and informal service of process: Paragraph D(3) instructs plaintiffs to email certain documents to [yazservice@eckertseamans.com](mailto:yazservice@eckertseamans.com). What exactly must be emailed?**

Email the file stamped complaint and the summons. Include the case caption in the email.

- 11. Amended Case Management Order Number Nine and informal service of process: When I get the return receipts back in the mail do I file those receipts with the Court?**

Yes. You will not receive an executed summons back so the return receipt is your proof of service. When filing a return receipt, (1) file an affidavit with the return receipt (showing the date of service) attached and (2) select “summons returned executed” under service of process. This allows CM/ECF to properly calculate the due date for the answer.

- 12. Does the signature on the pleading have to match the e-filer?**

Yes, the person signing the pleading must match the person logged in to e-file the pleading. Refer to [E-Filing Rule 8](#).

- 13. Does the Court automatically prepare summonses once the complaint has been e-filed?**

No, the e-filer must prepare and email the summonses to be issued to [newcases\\_eaststlouis@ilsd.uscourts.gov](mailto:newcases_eaststlouis@ilsd.uscourts.gov). At that time, the Clerk will issue same, e-file them, then mail the originals back to you.

- 14. Why does my document need a Certificate of Service if the Court sends out an electronic Notice?**

Effective September 10, 2010, E-filing rule 9 has been revised. [Refer to E-filing Rule 9](#).

- 15. If the Clerk issues a Notice of Errors on of my e-filed documents, do I need to do anything else?**

No. A Notice of Errors does not strike the document. The Notice alerts the e-filer of a minor mistake that needs to be fixed in the future.

- 16. Should I file proposed documents such as proposed orders or proposed amended complaints?**

NO. According to Section 2.0, Pages 2.6-2.7 of the [CM/ECF User's Manual](#), proposed documents are to be submitted via email to the court, not e-filed. For instance, if you are seeking leave to amend your complaint, a motion seeking leave to amend should be e-filed. The proposed amended complaint should be submitted via email. If you are granted leave to amend, the Court will direct you at that time to docket your amended complaint.

**17. How many Plaintiffs can I list on one Complaint?**

The Court does not allow more than five Plaintiffs to be filed in one MDL 2100 Complaint.

**18. What if I request a case to be opened but I choose not to file the Complaint?**

You are required to file a Notice of Voluntary Dismissal pursuant to Federal Rule 41(a)(1)(A).

**19. What event should I choose when e-filing a return of service?**

The e-filer MUST choose "Summons Returned Executed." Then insert the date(s) the Defendant(s) were served.