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WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION

IN RE: ACTOS (PIOGLITAZONE)
PRODUCTS LIABILITY LITIGATION

MDL No. 6:11-md-2299

This Document Applies To:
*Allen, et. al. v. Takeda Pharmaceuticals
North America, Inc., et al.*
(Case No. 12-cv-00064)

JUDGE DOHERTY

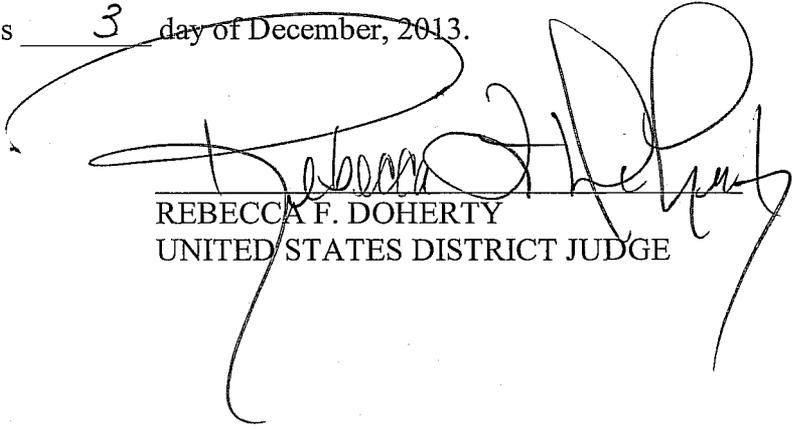
MAGISTRATE JUDGE HANNA

ORDER

Considering the Memorandum Ruling signed the 3 day of December, 2013,

IT IS HEREBY ORDERED the Defendants' Motion to Exclude Testimony of Plaintiffs' Experts David Altman, M.D., Dan Bagwell, R.N., and Kristin Kucsma, M.A. Regarding "Outcome Scenario II" [Doc. No. 3469] is GRANTED on the evidence presented. Of course, should, at trial, the Plaintiffs present evidence demonstrating that Mr. Allen will face, to a reasonable medical certainty, the risk of muscle-invasive bladder cancer within the next five (5) years, Counsel are invited to request reconsideration of the instant decision. In the event of such a request, however, Counsel are instructed to raise the issue outside of the presence of the jury, and are admonished not to attempt to present evidence concerning Outcome Scenario II until and unless express leave of Court has been granted.

THUS DONE AND SIGNED this 3 day of December, 2013.



REBECCA F. DOHERTY
UNITED STATES DISTRICT JUDGE