

**Mass Torts Made Perfect Presents:
Actos and Pelvic Mesh Litigation Update
*A Plaintiffs Only Forum***

Date: February 8, 2012

Location: The Ritz-Carlton Hotel, Philadelphia – Grand Ballroom

Co-chairs: Troy Rafferty, Levin Papantonio Thomas Mitchell Rafferty & Proctor and Paul Pennock, Weitz & Luxenberg

8:00 Registration and Continental Breakfast

8:30 Welcome

Troy Rafferty, Levin Papantonio Thomas Mitchell Rafferty & Proctor, and Paul Pennock, Weitz & Luxenberg

Actos Litigation Update

8:35 Latest Developments in Actos Litigation

- What you need to know about the MDL judge Rebecca Doherty
- Effective strategy for case selection – what to look for, what to avoid, where to find cases
- Developments in California, Chicago and other hot spots
- Are other venue options available?
- State vs. MDL

Michael Goetz, Morgan & Morgan

Seth Katz, Burg Simpson Eldredge Hersh & Jardine

Karen Barth Menzies, Robinson Calcagnie Robinson Shapiro Davis

9:15 Precedent Relevant to Actos in the MDL Circuit

- Legal issues likely to arise
- Forecasting the potential problems with these cases
- Daubert and experts – what to expect

Robert Price, Levin Papantonio Thomas Mitchell Rafferty & Proctor

9:45 Litigation Developments in the MDL Up to This Point

- Anticipated time line for the next six months

Paul Pennock, Weitz & Luxenberg

10:15 Morning break

10:30 Medical and Scientific Studies – the Latest News

- Most recent literature – what does it say?

- What do the scientific studies do to the plaintiff's case - help it, or hurt it?

Peter Brodhead, Spangenberg Shibley & Liber
Mike London, Douglas & London

11:00 Living with the *Mensing* Decision

- Impact on recent cases and key decisions to point to
- How are different courts dealing with the *Mensing* issue
- How will *Mensing* affect the Actos case?

Karen Barth Menzies, Robinson Calcagnie Robinson Shapiro Davis

11:30 Important Considerations for Settlement

- How 468B QSFs make things easier
- Structured Settlements – Are structured settlements practical and do they facilitate settlement
- Tax deferred attorney fees
- Medicare 2012 Update – everything you need to know regarding MMSEA changes and recent CMS LMSA guidance

Chris Princis, Brook Hollow Financial
Elizabeth Vish, Garretson Resolution Group

12:00 Networking Luncheon

Pelvic Mesh Litigation Update

1:15 The Commonalities of Mesh Devices

- Transcending company lines
- Polypropylene characteristics that are common to all devices
- Crossing the product boundaries as to proof of liability

Henry Garrard, Blasingame Burch Garrard Ashley
Robert Price, Levin Papantonio Thomas Mitchell Rafferty & Proctor

2:00 Recent Litigation Update

- Status of the litigation: TVM and slings manufactured by Coloplast
 - The role of Mentor and ABISS
- Status of the Litigation: Gynecare (Johnson & Johnson) and C.R. Bard, Inc.
 - Case management orders, protective orders
 - Scheduling of bellwether trials
 - Procedural issues: master complaint; multiple manufacturer cases
 - Master discovery status
- Boston Scientific and AMS – in Delaware and Minnesota

Wendy Fleishman, Lieff Cabraser Heimann & Bernstein
Jillian Roman, Cohen Placitella & Roth

Yvonne Flaherty, Lockridge Grindal Nauen
Derek Braslow, Pogust Braslow & Millrood

3:00 Afternoon break

3:15 The Learned Intermediary Defense

- What was the doctor training that was offered by the company, and what are doctors likely to say?
- What information/directions were doctors given?
- What is the typical patient's viewpoint?
- What will the defenses likely be, and how to deal with them
- Legal precedent

Henry Garrard, Blasingame Burch Garrard Ashley
Zoe Littlepage, Littlepage Booth

4:15 Product Selection and the Scientific Aspects of the Products

- In-depth review of how the products are made
- What are the good designs, and bad designs
- Mechanically – why are they good or bad products
- Where does the science stand?

Martin Crump, Davis Crump
Allan Zelikovic, Weitz & Luxenberg

5:00 FDA Update

- What is the FDA doing? Not doing?
- What may be in store for 2012

Melanie Muhlstock, Parker Waichman Alonso

5:30 Networking Cocktail Reception

Sponsored by Counsel Financial

6:45 Dinner Buffet and Auction to Benefit the Center for Social Justice at Temple University School of Law (all attendees and speakers are invited and there is no charge for this event. You must RSVP by February 3, to Sbooth@levinlaw.com, or call 610-644-3943.