

NGRV**NIGH GOLDENBERG
RASO & VAUGHN**

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION**

IN RE: DEPO-PROVERA (DEPOT
MEDROXYPROGESTERONE
ACETATE) PRODUCTS LIABILITY
LITIGATION

Case No. 3:25-md-3140

This Document Relates to:
All Cases

Judge M. Casey Rodgers
Magistrate Judge Hope T. Cannon

CASE MANAGEMENT ORDER NO. 6

On September 29, 2025, the Court held the Sixth Case Management Conference (“CMC”) in the *Depo-Provera (Depot Medroxyprogesterone Acetate) Products Liability Litigation*, MDL No. 3140. Lead Counsel Chris Seeger and Co-Lead Counsel Bryan Aylstock and Ellen Relkin appeared on behalf of Plaintiffs. For the Pfizer Defendants, Joe Petrosinelli, Jessica Rydstrom, Annie Showalter, and Jeremy Branning appeared. Also present for the conference were Orran Brown and Jake Woody on behalf of the Data Administrator, BrownGreer PLC; Special Master David Herndon; and Justice Sabrina Kraus of the New York County Supreme Court. This Order memorializes the key points of discussion during the conference, the issues resolved and matters outstanding. By way of review, since the Fifth CMC on August 22, 2025, the member case filings have increased to 1,220 total actions. Following the last Conference, the Court entered an amended version of Pretrial Order (“PTO”) No. 22, styled as PTO No. 22A, aimed toward streamlining the

threshold proof submission deficiency process, particularly for those who used Depo-Provera before June 2005.

Turning to the topics covered in the Parties' agenda letter, Dave Buchanan for Plaintiffs and Jessica Rydstrom for Pfizer reported that the Parties' deadline for general causation fact discovery had passed, but there were a few loose threads remaining that the Parties were working through. The Parties did not anticipate any discovery issues would result in the need for Court intervention.

Julia Merritt, Chair of the Data Administration Subcommittee, reported that 98 threshold proof of use or injury questionnaires have been referred to the Court, and it is expected that around 50 will ultimately be withdrawn due to PTO No. 22A. Jake Woody with BrownGreer provided a presentation to further provide data points on the issues of threshold proof and complaint deficiencies pending with the Court and explained there is a template declaration available on MDL Centrality portals if individuals wish to avail themselves of PTO No. 22A. Plaintiffs do not need to wait for BrownGreer to issue a deficiency notice before providing the PTO No. 22A materials.

Katherine Cornell and Annie Showalter appeared on behalf of Plaintiffs and Pfizer, respectively, to provide an update on the progress of the Depo-Provera state court litigation. They advised that 19 cases have been filed in California, 71 in New York, and 8 in Delaware, while Pennsylvania, Illinois, Connecticut, and New

Mexico each have 1 case. The California cases are expected to be assigned to an Alameda County judge for coordinated proceedings. The New York action was assigned to Justice Sabrina Kraus of New York County, who held an initial conference on October 3, 2025. Judge Kathleen Vavala in Delaware held an initial case management conference on September 15, 2025, during which she gave the Parties time to propose a case management order. The undersigned encouraged coordination and between state and federal litigation, including between any in leadership-type positions in the state court litigations and those in federal leadership. To that end, Justice Kraus appeared for the MDL CMC via Zoom, which the undersigned appreciates. Judge Vavala was tied up with presiding over a criminal trial during the MDL CMC, but she has kept abreast of the MDL proceedings.

As previously ordered, the Seventh CMC is currently scheduled to be held on **Friday, October 24, 2025, at 9:00 a.m. CT**. The location and time of this CMC may change depending on the availability of the undersigned, Judge Vavala, and Justice Kraus to host the CMC jointly. The logistics of a joint CMC are currently being worked out, and an order on this is expected to follow. The Parties' Joint Agenda Letter is due by **12:00 p.m. CT on Monday, October 20, 2025**.

SO ORDERED this 3rd day of October, 2025.

M. Casey Rodgers

M. CASEY RODGERS
UNITED STATES DISTRICT JUDGE