

**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. 10

On January 23, 2026, the Court held the tenth Case Management Conference (“CMC”) in the *Depo-Provera (Depot Medroxyprogesterone Acetate) Products Liability Litigation*, MDL No. 3140. This was a Joint CMC with the courts of New York (Justice Sabrina Kraus), Delaware (Judge Kathleen Vavala), and California (Judge Patrick McKinney). MDL Lead Counsel Chris Seeger, Co-Lead Counsel Bryan Aylstock and Ellen Relkin, David Buchanan, Caleb Seeley, Katherine Cornell, and Julia Merritt appeared on behalf of Plaintiffs. For the Pfizer Defendants, Joe Petrosinelli, Jessica Rydstrom, and Annie Showalter appeared. Also present for the conference were Orran Brown and Jake Woody on behalf of the Data Administrator, BrownGreer PLC; and Special Master David Herndon.

As of January 23, 2026, the member case filings increased to 2,372 total actions comprised of 2,598 Plaintiffs.

Chris Seeger and Joe Petrosinelli updated the Court on the Parties' agreed-to schedule for supplemental briefing on preemption. The Court indicated it would approve the schedule—and has now done so by separate order. *See* ECF No. 526. Counsel also advised that Plaintiffs timely served their general causation expert disclosures on January 1, 2026; Pfizer's expert disclosures are due February 9, 2026; and expert depositions will commence in March 2026. Special Master Herndon addressed the Court on the Parties' proposed discovery and pretrial schedule for the first Pilot case, *Toney*, as well as the Parties' efforts to develop a discovery and pretrial schedule for the remaining Pilot cases.¹ The Court appreciates Judge Herndon's assistance with these scheduling matters.

Julia Merritt, on behalf of the Data Administration Subcommittee, and Jake Woody, on behalf of Data Administrator BrownGreer, provided an update on the complaint and threshold proof of use/injury deficiency processes. Forty-six cases with deficiencies in threshold proof submissions are currently referred to the Court for resolution. The Parties are actively working through the Pretrial Order No. 22A exception review process, and the Court appreciates the efforts of the Data Administrator and the Data Administration Subcommittee in helping cure deficient submissions for those seeking to satisfy the exception.

¹ The Court has also adopted the proposed schedule for *Toney*. ECF No. 527.

Counsel provided updates on the progress of Depo-Provera litigation in state courts. There are currently 35 cases in California, 88 cases in New York, 55 cases (358 Plaintiffs) in Delaware, 9 cases in Illinois, and 2 cases in Pennsylvania, while Connecticut, New Mexico, and Minnesota each have 1 case.

As previously ordered, the next MDL CMC is scheduled to be held on **Friday, February 20, 2026, at 9:00 a.m. CT**. The Parties' Joint Agenda Letter is due by **12:00 p.m. CT on Tuesday, February 17, 2026** to the MDL court, the New York court, the Delaware court, and the California court.

SO ORDERED this 26th day of January, 2026.

M. Casey Rodgers
M. CASEY RODGERS
UNITED STATES DISTRICT JUDGE