

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, including:**

**Judge M. Casey Rodgers
Magistrate Judge Hope T. Cannon**

Yeager v. Pfizer, No. 3:26cv3733
Davis v. Pfizer, Inc., No. 3:26cv3826
Ponder v. Pfizer, Inc., No. 3:26cv3896

ORDER

Defendants have filed a Motion to Substitute Pilot Cases and to Address Threshold Statute of Limitations Defenses in New Pilot Cases. ECF No. 678. Defendants selected three cases to substitute as new Pilot cases after it was determined that the original Pilot Plaintiffs are eligible to participate in the recently announced Settlement, according to its terms. Defendants propose substituting *Christina Yeager v. Pfizer, Inc., et al.*, No. 3:26-cv-3733-MCR/HTC; *Vivian Davis v. Pfizer, Inc., et al.*, No. 3:26-cv-3826-MCR/HTC; and *Katherine Allison Ponder v. Pfizer, Inc., et al.*, No. 3:26-cv-3896-MCR/HTC, as the new Pilot cases. These three cases were each filed between March 27, 2026, and June 15, 2026. Defendants represent that based on the face of their Complaints, these Plaintiffs are not eligible to participate in the Settlement, nor did they elect, under PTO 30 or PTO 30A, to

present additional or different arguments on the general causation/Rule 702 motions that are currently pending in the original Pilot cases. Defendants further represent that they intend to raise a statute of limitations defense on grounds that the Roland epidemiological study, published on March 27, 2024, provided notice of the claim for statute of limitations purposes. Therefore, they will argue, in states with a two-year statute of limitations, that any case filed after March 27, 2026, is time-barred. This argument applies to the proposed new Pilot cases as well as over 200 others. Defendants propose allowing the new Pilot cases to proceed at the scheduled general causation/Rule 702 hearing and request an expedited discovery period focused on the statute of limitations issue for purposes of developing a summary judgment record and briefing on this issue.

Each proposed new Pilot Plaintiff responded to the motion, ECF Nos. 684, 685, 689, and the Court heard the Parties' arguments at the recent Case Management Conference on July 27, 2026. As indicated on the record, the motion will be granted. The Court elected early in this case to proceed using a select number of Pilot cases to address common issues in an efficient manner. These Plaintiffs do not object to being substituted as Pilot cases and have now also indicated on the record their willingness to proceed with the general causation/Rule 702 hearing as scheduled and to participate in expedited discovery on the statute of limitations issue.

Accordingly, Defendants' Motion to Substitute Pilot Cases and to Address Threshold Statute of Limitations Defenses in New Pilot Cases, ECF No. 678, is **GRANTED** as follows:

1. The cases of *Christina Yeager v. Pfizer, Inc., et al.*, No. 3:26-cv-3733-MCR/HTC; *Vivian Davis v. Pfizer, Inc., et al.*, No. 3:26-cv-3826-MCR/HTC; and *Katherine Allison Ponder v. Pfizer, Inc., et al.*, No. 3:26-cv-3896-MCR/HTC, are **SUBSTITUTED** as the new Pilot cases for the MDL.

2. Counsel are directed to re-file their general causation/Rule 702 motions, responses, and replies in these cases after correcting the case captions.

3. Defendants, with the assistance of Lead Plaintiffs' Counsel, are directed to promptly make all documents produced thus far in the MDL available to counsel in the Pilot cases.

4. Defendants must submit any written discovery requests to the Plaintiff's through MDL Centrality within 10 days of this Order, limited as presented in their motion. Plaintiffs' responses are due to the Defendants through MDL Centrality within 30 days thereafter.

5. Plaintiffs must sit for a deposition limited to the statute of limitations issue. These depositions are limited to 2 hours each. Defendants and Plaintiffs'

counsel should confer now to schedule the depositions, and the depositions must be completed on or before September 30, 2026.¹

6. Defendants' motion for summary judgment on its statute of limitations defense is due 14 days after an individual Plaintiff's deposition is taken, with responses due 14 days thereafter, and replies in 7 days.

SO ORDERED this 29th day of July 2026.

M. Casey Rodgers

M. CASEY RODGERS

UNITED STATES DISTRICT JUDGE

¹ The schedule will accommodate Ms. Davis's request that written discovery on the issue proceed first, followed by depositions *after* September 12, 2026.