

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

IN RE SUBOXONE	)	Case No. 1:24-md-3092
(BUPRENORPHINE/NALOXONE)	)	
FILM PRODUCTS LIABILITY	)	MDL No. 3092
LITIGATION	)	
	)	Judge J. Philip Calabrese
This Document Applies to All Cases	)	
	)	

**ORDER TO SHOW CAUSE AS TO  
RECORD COLLECTION POOL PLAINTIFFS  
AND PROVISIONAL REPLACEMENTS  
WHO FAILED TO SUBMIT A CENSUS FORM**

On November 4, 2024, the Court issued Case Management Order No. 12 (Census Protocol, ECF No. 158), providing a protocol for plaintiffs with cases pending as of October 7, 2024 to submit census forms, authorizations, and provide proof of use and proof of injury. Plaintiffs not selected for the Record Collection Pool who are not in compliance with Case Management Order No. 12 are the subject of a separate Order

On March 14, 2025, the Court issued Case Management Order No. 15 (Bellwether Protocol, ECF No. 207). That Order (as later amended with provisions relating to other topics) governed the selection of 500 Plaintiffs for a Record Collection Pool (“RCP Plaintiffs”) and confirmed RCP Plaintiffs were obligated to complete the Census Form on or before August 1, 2025.

Pursuant to that Order, the parties randomly identified 500 RCP Plaintiffs in Case Management Order No. 16. (ECF No. 217.) The parties identified RCP replacements in Amended Case Management Order No. 16 (ECF No. 227) and Second

Amended Case Management Order No. 16 (ECF No. 239). The parties identified provisional RCP replacements in ECF No. 287. The Court is advised that the following RCP Plaintiffs or Provisional Replacements identified in ECF No. 217, ECF No. 227, ECF No. 239, or ECF No. 287 failed to timely complete the census or provide authorization forms:

<b>RCP Schedule A Plaintiff</b>	<b>Identified in ECF No.</b>
Joseph Adams	239
Gregory Arnett	287
Samantha Back	239
Osanna Barikian	287
Brandon Batcha	287
Michelle Bates	287
Shawn Beaulieu	239
Mitchell Bergeron	227
Jennifer Browning	287
Dusty Chaney	287
Kyle Dickson	239
Bobby Dunlow	287
Ailene Farkac	239
Larry Fraley	239
Charles Gray	227
Jacob Harrelson	287
Alissa Johnston	239
Joshua Kaufman	287
David Keith	239
Norman Mann	239
Tristan McDonald	227
Shane McIntire	287
Michael Charles Morettie	287
Lonnie Myers	287
Halston Neyhart	287
Tabitha Oakley-Wheelus	287
April Page	287
Jason Ralston	287
Rayann Ravenscroft	287
Jason Roberts	287

<b>RCP Schedule A Plaintiff</b>	<b>Identified in ECF No.</b>
Mark Rodriguez	287
Adel Rohman	239
Richard Ruh	239
Jordan Sawyer	239
Tracie Schmeer	239
Marielena Scibelli	287
Daniel Shannon	239
William Simcox	287
Walter Singleton	227
Ashley Sutton	227
Mary Teixeira	287
Alexandria Timblin	227
Sharon Whittaker	239
Matthew Whittington	287
Walter Wilhite	287
Whitney Wilson	239
Amanda Worley	287

This list does not include the ECF No. 217 RCP Plaintiffs subject to the Show Cause Order entered at ECF No. 287.

As to the Plaintiffs listed in the table above, the Court finds good cause to issue the following order: The Court **ORDERS** that on or before September 25, 2025, each Plaintiff listed above must show cause why he or she did not comply with Case Management Order No. 12 and Case Management Order No. 15.

The Court is further advised that the following RCP Plaintiffs identified in ECF No. 217 or ECF No. 239 provided authorization forms pursuant to Case Management Order No. 15 but failed to complete the census as required by Case Management Order No. 12:

**RCP Individually Filed Case: Oskins, Kevin (1:24-sf-65665)**

<b>RCP Schedule A Plaintiff</b>	<b>Identified in ECF No.</b>
Donald Addis	217
Nicholas D. Blanchard	217
Billy Brizendine	217
Ryan Cappellini	239
Robert Huerta Encinas	217
Christopher Q. Henderson	217
Lacey Hough	217
Paul Michael Hurley	217
Laura Kennedy	217
Lisabeth Lilly	217
Shanon Neal	217
Brittany Pott	217
Jordan Purdie	217
Jonathan C. Rafaleowski	217
Carla Rodriguez	217
Keith Smith	217
Jared Airen Ray Walter	217
Jeromy White	217
Casey Wright	217

As to the Plaintiffs listed in the table above, the Court finds good cause to issue the following order: The Court **ORDERS** that on or before September 25, 2025, each Plaintiff listed above must show cause why he or she did not comply with Case Management Order No. 12.

To show cause, a Plaintiff appearing in either list must (1) submit the completed census and authorizations, if applicable, through Crosslink and (2) file a memorandum demonstrating good cause why the census was not timely submitted. Such submissions shall be filed on the individual case docket (for individually filed cases) or on the MDL docket (for Schedule A Plaintiffs), shall be titled “RCP Plaintiff [Plaintiff First and Last Name] Response to Show Cause Order,” and limited to 500 words.

If a Plaintiff subject to this Show Cause Order disputes that he or she is not in compliance (*i.e.*, has timely provided the census submission), such Plaintiff or counsel for Plaintiff shall promptly communicate with Defendants' counsel regarding compliance status. Defendants' counsel shall communicate with the PLC to address any such issues cooperatively.

Further, the Court **ORDERS** Defendants to respond to any submission filed pursuant to this Order within seven days of that submission. Such responses are limited to 500 words. No replies are permitted. Based on the parties' submissions, the Court will either (1) dismiss the Plaintiff's claims with or without prejudice in accordance with CMO No. 12<sup>1</sup> or (2) allow the Plaintiff's claims to continue.

For those Plaintiffs above as to whom no response is submitted on or before September 25, 2025, the Court will dismiss their claims *with prejudice*. The Court directs the parties to submit a list of any Plaintiffs listed above who have not submitted a response on or before the deadline.

Following the resolution of the claims of the RCP Plaintiffs subject to this Order, the parties will work diligently to generate names of replacement plaintiffs to be included in the RCP. The Court directs the parties to submit an amended list of the RCP Plaintiffs upon completion of the show-cause process.

**SO ORDERED.**

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<sup>1</sup> As provided for in CMO No. 12, "Plaintiffs who cannot substantiate injury or product identification within the applicable deadline will be dismissed with prejudice. Plaintiffs who do not timely complete and serve the Census Form, authorizations, or proof of product use and injury due to transience or similar reasons will be dismissed without prejudice." (ECF No. 158, PageID #4042.)

Dated: September 9, 2025

A handwritten signature in black ink, appearing to read 'J. Calabrese', with a long horizontal flourish extending to the right.

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J. Philip Calabrese  
United States District Judge  
Northern District of Ohio