



**IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA**

**IN RE: OPIOID LITIGATION**

**CIVIL ACTION NO. 19-C-9000**

**THIS DOCUMENT APPLIES TO ALL CASES AGAINST DISTRIBUTOR  
DEFENDANTS AMERISOURCEBERGEN DRUG CORPORATION,  
CARDINAL HEALTH, INC. AND MCKESSON CORPORATION**

**AMENDMENT TO E-FILING AND SERVICE CASE MANAGEMENT ORDER  
TO ADD DISTRIBUTOR CASES MASTER CASE NUMBER**

The Mass Litigation Panel has ordered an expedited bench trial on July 5, 2022 against Distributor Defendants AmerisourceBergen Drug Corporation, Cardinal Health, Inc., and McKesson Corporation for all City/County and Hospital Plaintiffs which have voluntarily dismissed, without prejudice, their legal claims in accordance with *State ex rel. AmerisourceBergen Drug Corp. v. Moats*, 859 S.E.2d 374 (W. Va. 2021). (Transaction ID 66992889). To facilitate electronic filing and service in these cases, the Court hereby amends the *Electronic Filing and Service Case Management Order* (Transaction ID 63504553) entered on July 2, 2019, to add a separate Master Case File for cases filed against Distributor Defendants AmerisourceBergen Drug Corporation, Cardinal Health, Inc., and McKesson Corporation.

The Court has directed File & ServeXpress to structure the new Master Case File as follows:

**Court:** West Virginia, Kanawha County Circuit Court

**Case Class:** MLP Pharmaceutical – Opioid Litigation

**Secondary Case Type:** Opioid Litigation 21-C-9000 Distributor Cases

**Secondary MC#:** MC 21-C-9000 DISTRIBUTOR

**Secondary MC Name:** In re: Opioid Litigation 21-C-9000 Distributor Cases Master Case

The Distributor Cases Master Case file **shall contain only pleadings or documents of general applicability to cases filed against Distributor Defendants AmerisourceBergen Drug Corporation, Cardinal Health, Inc., and McKesson Corporation**, such as trial

calendars, case management orders and other orders of general applicability, joint motions, notices of deposition if they are not case-specific, master pleadings, master discovery, and other similar documents.

When a document is intended to be applicable to all cases filed against Distributor Defendants AmerisourceBergen Drug Corporation, Cardinal Health, Inc., and McKesson Corporation, the document shall be styled “*In re: Opioid Litigation*, Civil Action No. 21-C-9000 DISTRIBUTOR”, shall contain the notation "THIS DOCUMENT APPLIES TO ALL DISTRIBUTOR CASES" and shall be filed into Case Number MC 21-C-9000 DISTRIBUTOR.

When a document is intended to be applicable to a specific case against Distributor Defendants AmerisourceBergen Drug Corporation, Cardinal Health, Inc., and McKesson Corporation, the document shall be styled “*In re: Opioid Litigation*, Civil Action No. 21-C-9000 DISTRIBUTOR”, shall contain the notation “THIS DOCUMENT APPLIES TO:” and the specific distributor case shall be listed using the initiating case number and three-letter county identifier of the case into which the document is to be filed.

All other provisions of the Court’s *Electronic Filing and Service Case Management Order* (Transaction ID 63504553) remain in full force and effect.

It is so **ORDERED**.

**ENTERED:** December 6, 2021.

/s/ Alan D. Moats  
Lead Presiding Judge  
Opioid Litigation

/s/ Derek C. Swope  
Presiding Judge  
Opioid Litigation