UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

October 26, 2006
DCO-14

No. 06-8056

Beth Ann McNellis
v.
Pfizer Inc., et al
(DC NJ 05-cv-01286)

Present: BARRY, AMBRO and FISHER, Circuit Judges

Petition by Pfizer Inc for Permission to Appeal Pursuant to 28 U.S.C. Section 1292(b)

/s/ Phyllis Ruffin
Phyllis Ruffin 267-299-4918

ORDER

The petition is GRANTED insofar as it seeks permission to appeal. Insofar as the petition seeks consolidation with Colacicco v. Apotex, Inc., 432 F. Supp.2d 514 (E.D. Pa. 2006), appeal filed June 21, 2006, this case is referred to the same merits panel before which Colacicco is or will be pending for its decision as to whether consolidation should be granted.

A True Copy:

Marcia M. Waldron, Clerk

By the Court,

/s/ Maryanne Trump Barry
Circuit Judge

Dated: December 15, 2006
par/cc: G.S.S., Esq.
M.K.T., Esq.
M.E.W., Esq.