

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

CCO-053

Nos. 23-8005, 23-8006, 23-8007, 23-8008

IN RE: VALSARTAN LOSARTAN AND IRBESARTAN PRODCUTS LIABILITY  
LITIGATION

Zhejiang Huahai Pharmaceutical Co., Ltd.; Huahai U.S., Inc.; Prinston  
Pharmaceutical Inc.; Solco Healthcare U.S., LLC; Teva Pharmaceuticals USA,  
Inc.; Teva Pharmaceutical Industries Ltd.; Actavis Pharma, Inc.; Actavis LLC;  
Hetero USA Inc.; Camber Pharmaceuticals, Inc.; Hetero Drugs Ltd.; Hetero Labs  
Ltd.; Torrent Pharmaceuticals Ltd.; and Torrent Pharma Inc.

Petitioners in 23-8005

CVS Pharmacy, Inc.; Rite Aid Corporation; Walgreen Co.; Walmart Inc.; Express  
Scripts, Inc.; Albertson's LLC; Kroger Co.; OptumTX and Optum, Inc.,

Petitioners in 23-8006

Aurobindo Pharma, Ltd.; Aurobindo Pharma USA, Inc.; Aurolife Pharma LLC;  
Mylan Laboratories Ltd.; Mylan Pharmaceuticals Inc.; and Mylan N.V.,

Petitioners in 23-8007

Cardinal Health, Inc.; McKesson Corporation; AmerisourceBergen Corporation,

Petitioners in 23-8008

(D.N.J. No. 1-19-md-02875)

Present: SHWARTZ, MATEY and PHIPPS, Circuit Judges

1. Petition for Permission for Leave to Appeal Pursuant to Fed. R. Civ. P. 23(f)  
by Petitioners in case 23-8005;
2. Petition for Permission for Leave to Appeal Pursuant to Fed. R. Civ. P. 23(f)  
by Petitioners in case 23-8006;
3. Petition for Permission for Leave to Appeal Pursuant to Fed. R. Civ. P. 23(f)  
by Petitioners in case 23-8007;
4. Petition for Permission for Leave to Appeal Pursuant to Fed. R. Civ. P. 23(f)  
by Petitioners in case 23-8008;

5. Motion by Product Liability Advisory Council, Inc. to Proceed Amicus for Leave to File Amicus Brief in Support of Defendant's Petitions for Permission to Appeal with Brief in Support;
6. Response by Respondents Medical Monitoring Plaintiffs in Opposition to Defendants Petitions for Permission to Appeal Pursuant to Fed. R. Civ. P. 23(f);
7. Response by Respondents Consumer Economic Loss Plaintiffs and Third-Party Payor Plaintiffs in Opposition to Defendants Petitions for Permission to Appeal Pursuant to Fed. R. Civ. P. 23(f);
8. Motion by Petitioners Huahai U.S. Inc, Zhejiang Huahai Pharmaceutical Co., Ltd., Princeton Pharmaceutical Inc and Solco Healthcare US LLC in 23-8005 for leave to file a Reply to Petition for Permission to Appeal Medical Monitoring Class Certification Rulings Pursuant to Fed. R. Civ. P. 23(f) with Reply;
9. Motion by Petitioners Huahai U.S. Inc, Princeton Pharmaceutical Inc, Solco Healthcare US LLC and Zhejiang Huahai Pharmaceutical Co., Ltd. in 23-8005 for leave to file a Reply to Petition Permission to Appeal Economic-Loss Class Certification Rulings Pursuant to Fed. R. Civ. P. 23(f) with Reply;
10. Motion by Petitioner Cardinal Health Inc in 23-8008 for leave to file a Reply to Wholesaler Defendants' Petition for Permission to Appeal Pursuant to Fed. R. Civ. P. 23(f) with Reply;
11. Motion by Petitioners Mylan laboratories Ltd, Mylan NV and Mylan Pharmaceuticals Inc in 23-8007 for leave to file a Reply to in Support of Petition for Permission to Appeal Pursuant to Fed. R. Civ. P. 23(f) with Reply;
12. Response in Opposition by Respondents Consumer Economic Loss Plaintiffs to Motion for leave to file a Reply in further support of their Rule 23(f) Petition;
13. Response in Opposition by Respondent Medical Monitoring Plaintiffs to Motion for leave to file a Reply in further support of their Rule 23(f) Petition;
14. Letter dated 04/24/2023, filed pursuant to Rule 28(j) from counsel for Petitioners Huahai U.S. Inc, Princeton Pharmaceutical Inc, Solco Healthcare US LLC and Zhejiang Huahai Pharmaceutical Co., Ltd. in 23-8005.

Respectfully,  
Clerk/pdb

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ORDER

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The petitions for permission to appeal are **DENIED**. All pending motions are **DISMISSED**.

By the Court,

s/ Paul B. Matey

Circuit Judge

Dated: May 1, 2023

PDB/cc: All Counsel of Record



A True Copy:

*Patricia A. Dodszeit*

Patricia S. Dodszeit, Clerk