

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
Southern Division**

In re:)
) Master File No.
) CV 92-P-10000-S
SILICONE GEL BREAST IMPLANTS)
PRODUCTS LIABILITY LITIGATION) This document relates to the cases
(MDL 926)) identified on the attached appendix

ORDER No. 40B

Suggestions to JPMDL Re Remand

The undersigned, acting as Transferee Judge, hereby suggests to the Judicial Panel on Multidistrict Litigation that—

1. It not remand to the Transferor Courts the following cases listed in the Appendix to the Conditional Remand Order filed on November 7, 1997:

GAN 1:93-02473	CV94-10346	MAXWELL v. MCGHAN MEDICAL
OHS 1:92-00260	CV92-10061	BECKY PERCIFULL, ET AL. v. DOW
CORNING CORP., ET AL.		
TXN 3:96-02759	CV97-10035	BLANKENSHIP v. BRISTOL-MYERS SQUIBB
TXN 3:96-02787	CV96-12514	COWARD v. BRISTOL-MYERS SQUIBB
TXN 3:97-00029	CV97-10667	ALFORD v. BRISTOL-MYERS SQUIBB
TXN 3:97-00068	CV97-10668	ALDRIDGE v. BRISTOL-MYERS SQUIBB
TXN 3:97-00265	CV97-10669	ERWIN v. BRISTOL-MYERS SQUIBB
TXN 3:97-00501	CV97-10548	AUFLICK v. BRISTOL-MYERS
TXN 3:97-00879	CV97-10549	BUTLER v. BRISTOL-MYERS
TXN 3:97-01248	CV97-10811	FLANAGAN-BEAL v. BRISTOL-MYERS
SQUIBB		

2. It issue a new Conditional Remand Order that, upon taking effect, would remand the following cases to the Transferor Courts subject to the terms and conditions previously set forth in Order No. 40A:

NM 1:92-00905	CV92-10980	NEWMAN v. MCGHAN MEDICAL
NM 1:93-00198	CV93-11265	CHRISTMAN v. AMERICAN HOSP. SUPPLY
TXS 7:97-00027	CV97-10276	BOND v. SURGITEK
TXW 1:92-00727	CV93-10697	BECKY PERCIFULL v. DOW CORNING
CORP., ET AL.		

This the 21st day of November, 1997.

/s/ Sam C. Pointer, Jr.
Chief Judge Sam C. Pointer, Jr.

Service: Plaintiffs' Liaison Counsel
Defendants' Liaison Counsel