UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ALABAMA SOUTHERN DIVISION

IN RE: CHANTIX (VARENICLINE) PRODUCTS LIABILITY LITIGATION Master File No.: 2:09-CV-2039-IPJ

MDL No. 2092

This Order Relates To:

ALL CASES

PRETRIAL ORDER NO. 8: ADOPTION OF ANSWER TO MASTER CONSOLIDATED COMPLAINT FOR INDIVIDUAL CLAIMS

On March 23, 2010, Plaintiffs, by and through Plaintiffs' Lead Counsel, filed a Master Consolidated Complaint for Individual Claims ("the Master Complaint"). Additionally, Plaintiffs' Lead Counsel submitted a corresponding Master Short Form Complaint to the Court. On May 3, 2010, Pfizer Inc ("Pfizer") filed an Answer to the Master Complaint ("the Master Answer").

The court hereby FINDS and ORDERS:

1. The Master Answer is suitable for adoption and incorporation by reference in response to lawsuits filed by plaintiffs whose claims are filed in, transferred to, or removed to this Court and made part of MDL No. 2092.

2. The Master Answer hereby is deemed to be adopted in every case that is filed in, transferred to, or removed to this Court and made part of MDL No. 2092, without any further action required on the part of Pfizer.

3. Because the Master Answer is deemed to be adopted in every case, any plaintiff whose claims are filed in, transferred to, or removed to this Court and made part of MDL No. 2092 who wishes to dismiss his or her claims voluntarily without prejudice after the date of this order must comply with Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

4. For cases that are selected for a discovery or trial pool, the parties shall meet and confer with respect to the timing and procedure for any amendment or challenge to the Master Complaint (and/or any adoption thereof) or Master Answer and shall include such procedure as part of any proposed order for the process of selecting a discovery or trial pool.

DONE and **ORDERED** this the 2nd day of June, 2010

INGE PRYTZ JOHNSON U.S. DISTRICT JUDGE