

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE SUBOXONE)	Case No. 1:24-md-03092-JPC
(BUPRENORPHINE/NALOXONE))	
FILM PRODUCTS LIABILITY)	MDL 3092
LITIGATION)	
This Document Applies to All Cases)	Judge J. Philip Calabrese

**PLC’S UPDATE TO ITS POSITION ON THE BELLWETHER
PROTOCOL**

In the weeks since the January 14 case-management conference, the PLC has endeavored to make progress on negotiating with Defendants regarding the governing orders that will provide the framework for progress in this MDL. To that end, the PLC has offered to adopt Defendants’ preferred approach to Plaintiff-centered discovery, including (1) incorporating an intermediate phase of 50 plaintiffs (rather than 15) for Core Discovery; (2) agreeing to at least 150 (and potentially as many as 250) depositions before the parties select bellwether trial cases, and (3) allowing each side to strike one of the other’s trial picks. The PLC’s current position for a proposed bellwether protocol is attached as Exhibit 1.

As the PLC has communicated to Defendants, the PLC’s proposal and ability to be flexible in these negotiations is contingent on Defendants’ willingness to make proportional progress on Defendant-centered discovery. The lack of progress on that front portends a lengthy MDL. At the last CMC, Defendants agreed to provide their position on search terms and custodians by January 23. Defendants only partially compiled and, as of this filing, have not provided a definitive position on search terms

following the Court's Rule 12 Order on December 31, 2025. The PLC will address the spectrum of its concerns with the Court at the February 12 case-management conference.

In implementing the governing orders in this MDL, it is important that Plaintiff- and Defendant-centered discovery be generally aligned so the parties have fair and proportional time to complete their respective tasks in advance of summary-judgment and *Daubert* motion practice and trial. Plaintiffs are already subject to discovery obligations through the Census Protocol. Yet meaningful production from Defendants remains on the horizon. The piecemeal approach Defendants prefer will frustrate the process and lead to delay.

Defendants' apparent reticence to make a comprehensive proposal on Defendant-centered discovery, or to commit to engaging with the PLC on a framework for production that allows corporate discovery to occur on a predictable schedule (including setting caps for custodians and depositions), threatens to thwart that goal. Specifically, Defendants' production schedule—unlike that directed towards Plaintiffs—rests on some amorphous plan to supply a “rolling production” of custodial documents where the production, at some unknown point in the future, will be deemed complete. Not only does Defendants “rolling production” proposal inject delay into deposition practice—given the PLC cannot start to prepare for, let alone take, corporate depositions until it knows it possesses the entirety of a custodian's file—but it is also fundamentally unfair. Here, all Plaintiffs are required—on a date certain—to complete the Census Form; provide proof of product use, provide proof of

subsequent dental injury, and provide multiple authorizations to collect medical and dental records. The PLC is also willing to accept Defendants' framework that incorporates intermediate written and core discovery on a defined timetable. A process that fails to impose similar obligations on Defendant-centered discovery is fundamentally *disproportionate* and unfair. Yet, that is how Defendants propose discovery proceed.

Finally, the PLC maintains that a pool of 100 Plaintiffs is more than adequate to achieve statistical significance as to the cohort of Plaintiffs in this MDL. *See* PLC's Submission per ECF No. 114 emailed to the Court on Aug. 16, 2024. It is in line with the approach employed in the 3M MDL, where the court randomly selected 1% of the 139,693 registered claimants to form the pool for bellwether consideration. *Id.* at 5 (citing *In re 3M Combat Arms Earplug Prods. Liab. Litig.*, MDL No. 2885, CMO 23).

If Defendants continue to maintain that a pool of more than 100 Plaintiffs is required to achieve statistical significance, the PLC will ask the Court to require Defendants to produce their retained epidemiologist/biostatistician for *voir dire* by the PLC to justify Defendants' position related to the number of Plaintiffs required to establish a statistically significant pool. The PLC proposes this cross-examination take place at the March 11, 2025 case-management conference.

Dated: February 5, 2025

Respectfully submitted,

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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
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(BUPRENORPHINE/ NALOXONE))	
PRODUCTS LIABILITY)	MDL No. 3092
LITIGATION)	
This Document Relates to All Cases)	Judge J. Philip Calabrese

**PLC’S PROPOSED CASE MANAGEMENT ORDER NO.
BELLWETHER PROTOCOL¹**

I. Scope of Order

In furtherance of the effective and efficient case management of this complex litigation, this Case Management Order will govern collecting information from a randomly selected sample of cases from which to select cases for case-specific discovery and selecting cases to be worked up and tried as bellwether cases in this MDL. This CMO will operate in tandem with the Census Protocol (CMO 12), authorizing the format for the Bellwether Profile Form (PPF) that incorporates the approved Census Form.

II. Determination of cases to be included Bellwether Pool

A. Eligibility for Bellwether Pool

The potential Bellwether Pool will be comprised of Plaintiffs subject to CMO 12 (*i.e.*, those who filed their cases on or before October 7, 2024, including Plaintiffs

¹ To align the progress of Plaintiff- and Defendant-centered discovery, thereby ensuring the orderly preparation of this MDL toward trial, the PLC proposes that this Order be entered in conjunction with entry of the PLC’s proposed Production Protocol and Deposition Protocol and the final Search Terms Order.

appearing on Schedule A). Plaintiffs proceeding *pro se* and Plaintiffs appearing in a representative capacity are not eligible for inclusion in the Bellwether Pool.

B. Initial Stage: random selection of 100 cases for inclusion in Bellwether Pool

From the eligible cases, 100 will be randomly selected for consideration as candidates to begin case-specific bellwether discovery. Of the 100 cases randomly generated for inclusion, 50% will be from filed cases and 50% will be from Schedule A. The Parties shall employ a computer-generated application to randomly select the 100 cases. That selection will be completed within seven days of the date of this Order. The parties shall submit a proposed order to calabrese_chambers@ndoh.uscourts.gov identifying the selected cases.

Once the Court enters the Order identifying the Bellwether Pool Plaintiffs, any Schedule A Plaintiff selected for the Bellwether Pool will file an individual complaint within 30 days of selection. The complaint shall include the following language in the caption: “**Schedule A Case selected for Bellwether Pool.**” Defendants will answer the complaints of each of the Schedule A Bellwether Pool Plaintiffs within 30 days of filing or amendment, whichever is later. Defendants will answer the complaints of the Bellwether Pool Plaintiffs who were individually filed (*i.e.*, not on Schedule A) within 30 days of the entry of the identification Order or amendment, whichever is later.

C. Dismissal of randomly selected cases

Within 30 days (“Dismissal Period”) from selection as a randomly generated case, a Plaintiff may dismiss their claim without prejudice under Fed. R. Civ. P. 41.

For any filed case that is dismissed or Schedule A Plaintiff who does not file an individual complaint, the parties shall generate a replacement random selection within five days following the Dismissal Period. Schedule A Plaintiffs who voluntarily dismiss their case may not reappear on Schedule A and must refile their case. The time limits for filing and answering complaints for replacement cases will be the same as in ¶ 2.B.

D. Platform for exchange of plaintiffs' data

As with the Census Protocol, the parties shall use the Rubris Crosslink system for the exchange of Plaintiff-specific discovery.

E. Establishing a Crosslink account

Each Plaintiff's counsel and Defendants' counsel was required to establish a Crosslink account as part of the Census process. *See* the Census Protocol (CMO No. 12) for instructions on establishing an account.

F. Rubris to maintain secure database

Rubris shall continue to maintain a secure, confidential, and searchable database available to the PLC and Defense Counsel for all records that a Plaintiff's counsel serves on Defense Counsel and all records that Defendants upload to Crosslink. Non-PLC firms will have access to only their own clients' information. How each Party accesses or uses the data and the database shall be strictly confidential and not be disclosed in any manner by Rubris. All documents and information uploaded to the Crosslink database shall be deemed "Confidential" and subject to CMO 5 regardless of the presence or absence of any formal confidentiality designation.

G. Documents to be submitted by selected Bellwether Pool Plaintiffs in Initial Stage

a. Bellwether Profile Form

Plaintiffs designated for inclusion in the Bellwether Pool are excused from the requirement to complete a Census Form per CMO 12. Instead, Bellwether Pool Plaintiffs will complete the Bellwether Profile Form (“BPF”) attached as Exhibit 1. Bellwether Pool Plaintiffs’ deadline to complete the BPF is the same as the deadline to complete the Census Form: August 1, 2025. For a BPF to be considered completed, a Plaintiff must provide reasonable responses to all fields in the form and must include all executed authorizations. To the extent a Plaintiff does not recall or is unable to locate the requested information following a reasonable search, the Plaintiff should respond “do not recall” in that field. To the extent that a field is inapplicable to a particular Plaintiff, the Plaintiff should include “N/A” in that field.

b. Authorizations

Contemporaneous with serving the BPF, each Plaintiffs shall provide executed copies of the authorization form attached as Exhibit 2 to CMO 12 for each medical provider identified in the BPF.

c. Copies of medical/dental records

Contemporaneous with serving the BPF, each Bellwether Pool Plaintiff shall upload copies or electronic files of all medical and dental records in their possession, custody, or control, including any such records in the Plaintiff’s counsel’s possession regarding the claims and/or alleged injuries in this case.

H. Documents to be submitted to Crosslink by Defendants

If a Defendant secures records using an authorization provided by a Bellwether Pool Plaintiff, that Defendant shall upload via Crosslink copies or electronic files or records that come into the Defendant's possession via the authorization. A Plaintiff will not be charged for any records Defendants obtain, and Defendants will not be charged for any records a Plaintiff obtains.

I. Sharing of Crosslink Costs

The cost of the Rubris Crosslink system for service of the BPF and related documents will be shared by the parties on the same terms as in CMO 12. If a Bellwether Pool Plaintiff has already served a Census Form, there will be no additional charge to serve the BPF and related documents. For Bellwether Pool Plaintiffs who have *not* already served a Census Form, upon service of the BPF to Defendants, the serving Plaintiff will be charged \$17 and Defendants will be charged \$17. There will be no cost associated with amendments to forms or related records or uploads. Nor will there be any charge for submission of any Deficiency Notice. The administrative fee of CMO 12 applies for any Bellwether Pool Plaintiff removed from Schedule A or who voluntarily dismisses his or her complaint following their identification as a Bellwether Pool Plaintiff.

IV. Intermediate Stage: selection of Plaintiffs for certain case-specific discovery

The parties shall select 50 cases for case-specific workup as provided below. Those Bellwether Discovery Cases will be selected as follows from the Bellwether Pool Plaintiffs who have provided proof of production identification by August 1, 2025:

- A. Random selections – 20 cases.** By August 15, 2025, the Parties shall employ a computer-generated application to randomly select 20 cases from the Bellwether Pool for additional discovery. By August 22, 2025, Defendants’ counsel will advise Plaintiffs’ Co-Lead Counsel if Defendants’ dispute whether any of those random selections have provided product identification. By August 29, 2025, Plaintiffs’ Co-Lead Counsel shall confirm with Defendants’ counsel the random pick’s availability for case-specific discovery and trial. In the event a random pick is unavailable, the parties shall meet and confer regarding the circumstances and may, if appropriate, seek to have a replacement pick identified.
- B. Plaintiffs’ and Defendants’ selections – 15 cases each.** On September 10, 2025, Plaintiffs’ Co-Lead Counsel shall provide Defendants’ Counsel with the 15 Bellwether Discovery Cases selected by the Plaintiffs’ Co-Lead Counsel. Simultaneously, Defendants’ counsel shall provide Plaintiffs’ Co-Lead Counsel with the 15 Bellwether Discovery Cases selected by Defendants. The exchange of selections will occur by email at 3:00 p.m. EST. By September 24, 2025, Plaintiffs’ co-lead counsel shall confirm with Defendants’ counsel the defense pick is available for case-specific discovery and trial. In the event a defense pick is unavailable, the parties shall meet and confer regarding the

circumstances and may, if appropriate, seek to have a replacement pick identified.

- C. On or before October 1, 2025, the Parties shall supply the Court with a Stipulation and proposed Selection Order listing (1) the 20 random selections; (2) the 15 cases selected by Plaintiffs' Co-Lead Counsel; and (3) the 15 cases selected by Defendants.
- D. **Amendment of complaints for selected cases.** Amendments to complaints selected as Bellwether Discovery Cases may be filed by November 3, 2025.
- E. If a Bellwether Discovery Case is voluntarily dismissed with prejudice before the selection of Bellwether Trial Cases, the Party that selected that case may select a replacement. If the case was a random selection, the case will not be replaced absent agreement of the Parties.
- F. In selecting their respective Bellwether Discovery Cases, the Parties shall select cases that they have a good-faith belief are representative of the body of then-filed cases as a whole, and that should be subject to discovery, Fed. R. Civ. P. 56 motion practice, Fed. R. Evid. 702 motions, and trial.

IV. Responsive Pleadings to Bellwether Discovery Cases

Defendants shall answer each operative complaint for a Bellwether Discovery Plaintiff by December 1, 2025.

If one or more Defendants elect to move to dismiss any claim in a Bellwether Discovery Plaintiff's operative complaint under Fed. R. Civ. P. 12, to minimize the

burden on the Court and its staff, the moving Defendant will file a single omnibus motion on the MDL docket and a corresponding Notice of Motion in the individual case docket. If the Court grants any portion of a Defendant's Rule 12 Motion, it will enter an Order on the MDL docket and under the individual Docket Number for any individual Plaintiff implicated by the ruling.

In the event one or more Defendants opt to file a Rule 12 motion, the following schedule shall govern Rule 12 motion practice:

- a) Opening Omnibus Brief: January 5, 2026;
- b) Omnibus Response Brief: February 18, 2026; and
- c) Reply Brief: March 4, 2026.

Defendants will have a combined 17,500 words for their opening and reply briefs for all Bellwether Discovery Plaintiffs. The Bellwether Discovery Plaintiffs will have 17,500 words for their collective response.

If a case selected as a Bellwether Discovery Case is resolved on the merits under Rule 12, that case shall not be replaced.

V. Core fact discovery on Bellwether Discovery Cases

A. Beyond the BPF and the depositions set forth in ¶ B below, Defendants shall be entitled to any additional case-specific discovery in any of the Bellwether Discovery Cases not selected for trial. Bellwether Discovery Plaintiffs will be entitled reasonable discovery of Defendants on case-specific topics.

B. Core Discovery in Bellwether Discovery Cases. Core discovery shall be limited to the depositions of the Plaintiff (which will occur first)

and two medical providers of Defendants' choosing. Plaintiffs are entitled to take one sales representative and an additional medical provider of the PLC's choosing, if necessary. All Core Discovery Depositions are subject to the limitations in the following paragraph.

C. Depositions in Core Discovery

- a. Deposition Period.** The Deposition Period for Core Discovery will begin on November 3, 2025 and be aligned with the opening of the Deposition Period for Corporate Discovery. The Deposition Period for Core Discovery shall conclude on July 3, 2026.
- b. Order of Questioning.** The order of questioning during depositions of healthcare providers will be as follows: (i) for Plaintiffs' picks, the PLC questions first; (ii) for defense picks Defendants question first; and (iii) for random picks, the PLC will question first in the 10 earliest filed cases (based on docket number), and Defendants will question first in the remaining cases.
- c. Attendance.** Any attorney formally appearing in the MDL may appear at depositions for his/her individual bellwether cases.
- d. In-person and remote depositions.** Depositions will be noticed in person, absent notice provided to the opposing party that it will be noticed as a remote deposition by agreement of the parties. If a deposition is noticed as a remote deposition, any party may

attend a deposition in person (*i.e.*, where the witness is located) irrespective of whether the noticing party schedules it remotely.

- e. **Observing depositions remotely.** The party noticing the deposition will make arrangements for remote attendance, including providing an electronic exhibit platform and a Zoom (or similar) link to view the deposition. The noticing party will pay for any charges associated with providing the remote-viewing option. All parties who attend a deposition remotely will be noted on the stenographic record by the court reporter and need not identify themselves for the record unless they are speaking on the record. All remote attendees are subject to CMO 5 governing designation and handling of protected information.
- f. **Video-recording.** By so indicating in its notice of deposition, a party, at its expense, may record a deposition by digitally recorded video under Fed. R. Civ. P. 30(b)(3). If the noticing party does not notice a video deposition, any other party may cross-notice the deposition as a video deposition and arrange for video-recording services. Any deposition may be video-recorded if properly noticed as such. Unless specified in the notice of deposition, a remote deposition will not be recorded by video.
- g. **Suspending video.** The video-camera operation will be suspended during a deposition only upon stipulation by counsel.

- h. **Video background.** The background for any videotaped depositions will be of a plain dark color (black or dark gray).
- i. **Time limits.** Depositions of Plaintiffs in Core Discovery shall be limited to two hours on the record amongst Defendants. If a Plaintiff's counsel conducts any redirect examination, Defendants counsel will be entitled to an equal amount of time for re-cross. Depositions of healthcare providers shall be limited to four hours with the time split equally between the Plaintiff and all Defendants. Additional time may be permitted by agreement of the Parties, or by leave of Court for good cause shown.
- j. **Deposition Locations.** All depositions of Bellwether Core Discovery Plaintiffs will be noticed within five miles of the Plaintiff's residence, absent agreement of the parties. In all instances, the party noticing the deposition will secure and bear the cost of the space to complete the deposition.
- k. **Scheduling parameters.** Upon request for deposition of a Plaintiff or, during trial workup as detailed below, immediate family members, Plaintiff's counsel shall, within 10 business days supply no less than two potential deposition dates from two separate weeks.
- l. **Communication with healthcare facilities to schedule provider depositions.** Contact with any treating healthcare

provider shall be governed by the law of the State in which the healthcare provider currently practices. In all States, the party noticing the deposition may communicate directly with a healthcare provider's administrative staff for the limited purpose of scheduling same. Specifically, non-attorney staff for the party seeking to notice the deposition may contact Plaintiffs' healthcare facilities for the purpose of scheduling depositions. The non-attorney staff for the noticing party will only engage in scheduling discussions with the healthcare provider's staff and will not attempt to speak to the provider directly. Any non-attorney staff and/or defense attorney contacted by a Plaintiff's healthcare provider will not discuss the substance of the patient's treatment unless permitted by applicable State law. To the extent any scheduling communications are in writing and/or via electronic mail, counsel for the opposing party shall be copied on all such communications.

- m. **Securing dates from providers.** The party intending to notice any provider's deposition will attempt to secure three potential dates on which the provider is available to conduct the deposition within the time permitted under the Court's schedule. The non-noticing party will have three business days to object to the dates and/or times provided and may object only due to unavailability

of the party's counsel. If the non-noticing party is unavailable at the offered dates or times, then the noticing party will work in good faith to arrange alternate times mutually convenient to the parties and the witness.

V. Final Stage: selection of Bellwether Trial Cases

On August 3, 2026, Plaintiffs' Co-Lead Counsel and Defendants' Counsel shall each identify three cases each as prospective Trial Cases by simultaneous email at 3:00 p.m. ET. On August 17, 2026, each side may strike one of the other's selections by simultaneous email at 3:00 p.m. ET.

VI. Trial workup

Trial workup on the four Bellwether Trial Cases may begin on August 18, 2026. The conclusion of trial workup shall align with the close of the Deposition Period for Corporate Depositions.

Thirty days following the close of fact general and case-specific discovery, the parties shall meet and confer to attempt to reach agreement on the order of the first four Trial Cases. To the extent the parties cannot reach agreement, they will each simultaneously submit a memorandum providing a narrative summary of each of the four Trial Cases and explain which of them should be tried first, and the basis for that contention. The narrative summary for each Plaintiff included in the memorandum shall not exceed 750 words.

- A. The Court will determine which of the four Bellwether Trial Cases will be tried first, based on the parties' filed memoranda.

- B. If a case selected as one of the Bellwether Trial Cases is voluntarily dismissed with prejudice by that Plaintiff after selection as a Bellwether Trial Case, the party that selected that case shall have the option (but shall not be required) to select a new trial case to replace it from the Bellwether Discovery Cases.
- C. In the event that a case selected as one of the Bellwether Trial Cases is resolved on the merits after the selection of the four Bellwether Trial Cases, that case shall not be replaced absent agreement of the parties.
- D. In the event that a case selected as one of the Bellwether Trial Cases is resolved via settlement after selection of the four Bellwether Trial Cases, that case may (but not must) be replaced by the Party who initially selected the settling case to be a Bellwether Discovery Case.
- E. Deadlines related to supplemental fact discovery, experts, Fed. R. Civ. P. 56, and Fed. R. Evid. 702 briefing for Bellwether Trial Cases shall be imposed in a separate Order.
- F. If the Court schedules multiple sequential trials or multi-plaintiff trials, it will set trial-related deadlines after ruling on Fed. R. Civ. P. 56 and Fed. R. Evid. 702 motions in connection with each of the Bellwether Trial Cases.
- G. This Order may be modified or amended by the agreement of the Parties or for good cause shown, after appropriate notice and opportunity to be

heard is provided to the affected parties, when the Court finds the interests of justice dictates modification.

IT IS SO ORDERED.

Dated:

J. Philip Calabrese
United States District Judge
Northern District of Ohio

Exhibit 1

Bellwether Profile Form

The language in purple is the Census Form (with parts implicating pro se and representative-capacity claims for deceased Plaintiffs omitted); the questions in green are the additional questions for the Bellwether Pool Plaintiffs to complete in addition to the Census Form

I. CASE INFORMATION

- A. Filed Case (Yes/No)
 - 1. Caption
 - 2. Docket number
- B. Name, email, and phone number of attorney with whom Defendants' counsel should correspond regarding BPF form/records

II. Plaintiff Information

- A. Full name:
- B. Date of birth:
- C. Current Address:
- D. Social Security number:
- E. Gender: Male Female Non-Binary
- F. Loss-of-consortium claim (Yes/No) [If Yes, spouse's name]:

III. PRODUCT USE AND DURATION

- A. When were you first prescribed Suboxone Film (month/year)?
- B. When did you first use Suboxone Film (month/year)?
- C. Have you ever taken (check one of the three boxes):
 - Brand-name Suboxone Film
 - Generic version of Suboxone Film
 - Both
- D. How long did you take brand-name Suboxone Film? (list total number of months)
- E. Did you take Suboxone Film or a generic version of Suboxone Film after July 2022? (Y/N)

IV. INJURIES

- A. Have you experienced any dental injuries that you claim were caused in whole or in part by Suboxone film? (Yes/No)

[The remaining fields in IV will not appear for anyone who answers "No" to IV.A.]

- B. Are you claiming that your only injury is a cavity or cavities? (Y/N)
- C. Have you experienced a fractured, broken, or cracked tooth, which has not been extracted, that you claim was caused by Suboxone Film? (Y/N). If yes, indicate # of teeth fractured, broken, or cracked.
- D. Have you lost or had any teeth extracted as a result of using Suboxone Film? Y/N. If yes, indicate # of teeth lost/extracted.
- E. Have you experienced any other significant dental injuries not identified in IV(B)–(D)?
- F. Has a dental professional or any other medical professional ever treated your injuries caused by Suboxone Film? Y/N
- G. Have you had any of your lost/extracted teeth replaced? Y/N

V. DAMAGES

A. Check the box beside each type of damages you seek:

- Emotional distress
- Psychiatric injury
- Medical/dental expenses
- Lost wages
- Other [Provide Description]

VI. HEALTHCARE PROVIDERS

A. Please provide the name and address of

1. Healthcare provider(s) who prescribed Suboxone Film:
2. Dental professional(s) who treated you for your claimed injuries; and
3. Pharmacies or MAT Clinics where you picked up Suboxone Film:

VII. RECORDS ESTABLISHING PROOF OF USE AND PROOF OF INJURY AND AUTHORIZATION

- A. Documents establishing product identification/proof of use of brand-name Suboxone Film;
- B. Documents establishing proof of subsequent dental injury, if any; and
- C. Executed authorizations for dental records and x-rays, medical records, and pharmacy dispensing records (attached).

VIII. PRODUCT INFORMATION

- A. Indication for Suboxone film: opioid dependence/pain management/both
- B. If indication was for opioid dependence, was your opioid dependence (check all that apply):

- To prescription opioids prescribed by a physician;
- To prescription opioids not prescribed by a physician;
- To heroin;
- Other (describe).

C. Dosage of brand-name Suboxone film prescribed:

If dosage changed over time, please indicate the doses and actual or approximate dates:

D. Are you currently using brand-name Suboxone film? Y/N

If no, please indicate the approximate month and year you stopped using brand-name Suboxone film:

E. Have you ever been prescribed a form of buprenorphine or buprenorphine/naloxone besides brand-name Suboxone film? Y/N

If yes, please answer the following questions that apply:

1. **Generic buprenorphine/naloxone film (other than Suboxone film)?** Y/N

If yes, start date of generic buprenorphine/naloxone film:

Name and address of prescribing physician:

Currently taking generic buprenorphine/naloxone film? Y/N

If no, date of last use:

2. **Brand-name buprenorphine or buprenorphine/naloxone tablet (i.e., brand-name Suboxone tablets)?** Y/N

If yes, start date and identify the brand-name tablet product:

Name and address of prescribing physician:

Currently taking this form of buprenorphine or buprenorphine/naloxone tablet? Y/N

If no, date of last use:

3. **Generic buprenorphine or buprenorphine/naloxone tablet?** Y/N

If yes, start date of generic buprenorphine or buprenorphine/naloxone tablet use:

Name and address of prescribing physician:

Currently taking a generic buprenorphine or buprenorphine/naloxone tablet? Y/N

If no, date of last use:

4. **Implantable buprenorphine?** Y/N

If yes, start date:

Brand name:

Name and address of prescribing physician:

Currently using this form of implantable buprenorphine? Y/N

If no, date of last use:

5. **Extended-release injection buprenorphine?** Y/N

If yes, start date:

Brand name:

Name and address of prescribing physician:

Currently using this form of injectable buprenorphine? Y/N

If no, date of last use:

6. **Transdermal buprenorphine patch?** Y/N

If yes, start date:

Brand name:

Name and address of prescribing physician:

Currently taking this form of transdermal buprenorphine? Y/N

If no, date of last use:

IX. INJURIES

Did you lose any adult teeth or have any adult teeth extracted before your use of Suboxone film (other than wisdom teeth)? Y/N

If yes, indicate the number of adult teeth lost or extracted before your use of Suboxone film (other than wisdom teeth):

Total number of dental procedures you attribute to your use of Suboxone film (including extractions, fillings, operations, prosthesis placement, root canals/crowns) (procedures on different teeth during the same visit, e.g., two root canals on the same day, should be counted as separate procedures):

X. DENTAL CARE BEFORE SUBOXONE FILM USAGE

Name and address of Plaintiff's dental healthcare provider(s) in the five years before first prescription for Suboxone film:

XI. ECONOMIC LOSS CLAIMS

[Plaintiffs who check the "Lost Wages" box in V.5 will answer the following questions]

A. Please provide the following regarding your claim for economic loss:

1. The name(s) and address of your current and previous employer(s) for the past five years:
2. Your job title(s)
3. Brief description of your claim for lost wages/economic loss

XII. AUTHORIZATIONS AND MEDICAL RECORDS

A. For each provider identified on this Bellwether Profile Form, provide a completed and signed Authorization for Release of Records in the form attached as Exhibit 2 to Case Management Order No. 12.

- B. [For Plaintiffs checking the box for “lost wages” in V.5] Please execute the attached authorization to release your employment records for the past five years.
- C. Contemporaneous with submission of the Bellwether Profile Form, each Plaintiff shall upload copies or electronic files of all medical or dental records in their possession, custody, or control (including any records in their attorney’s possession) for the healthcare providers identified above.

XIII. DECLARATION

I declare under penalty of perjury that the information provided in this Bellwether Profile Form is true and correct to the best of my knowledge and recollection.