

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO**

IN RE:)	MDL Docket No. 1953
)	
HEPARIN PRODUCTS LIABILITY LITIGATION)	CHIEF JUDGE JAMES G. CARR CASE NO. 1:08-60000
)	
)	ALL CASES

Agreed Pretrial Order Number 5

SERVICE OF PROCESS

Defendants Baxter Healthcare Corporation, Baxter International Inc., Scientific Protein Laboratories LLC and Changzhou SPL Co. have stipulated that service of process by the procedures detailed below shall be deemed proper service for purposes of Rule 4 of the Federal Rules of Civil Procedure.

A. Service on Baxter Healthcare Corporation

Kirkland & Ellis, LLP shall accept service of process for all heparin-related case filed directly into the Court’s master docket ("In Re Heparin Products Liability Litigation," MDL Docket No. 1953, CASE NO. 1:08-hc-60000) on behalf of Defendant Baxter Healthcare Corporation and Baxter International Inc. pursuant to the following procedures:

A. Plaintiff(s) shall send a copy of the newly filed complaint along with a request for waiver of service under Rule 4 of the Federal Rules of Civil Procedure to Nora Shea at Kirkland & Ellis, LLP by email and by First Class Mail.

B. Nora Shea’s contact information is as follows:

Nora Shea, Senior Legal Assistant
Kirkland & Ellis, LLP
200 E. Randolph Drive
Chicago, Illinois 60302
nshea@kirkland.com

C. Service shall be deemed effected on the day that both a copy of the complaint and a request for waiver of service is received by email. Responsive pleadings will be due in accordance with the deadlines set forth in Rule 4 of the Federal Rules of Civil Procedure or in accordance with any order of this Court.

D. Kirkland & Ellis, LLP will sign and return the request for waiver of service by email and by First Class Mail.

E. Kirkland & Ellis, LLP will not accept service for any newly filed complaint that is not filed directly into this Court's master docket or is not accompanied by a request for waiver of service.

F. While Kirkland & Ellis, LLP will accept service on behalf of Baxter International Inc. for those complaints that name it as a defendant, Baxter International Inc. is not a proper party to this litigation and it should not be named as a defendant in a proper complaint.

B. Service on SPL and CZSPL

Arnold & Porter LLP shall accept service of process on behalf of Defendants Scientific Protein Laboratories LLC and Changzhou SPL Co., Ltd. for all heparin-related cases filed in federal court pursuant to the following procedures:

A. Plaintiff(s) shall send a copy of the newly filed complaint along with a request for waiver of service under Rule 4 of the Federal Rules of Civil Procedure to Angel L. Tang at Arnold & Porter LLP by email and by Certified Mail.

B. Angel L. Tang's contact information is as follows:

Angel L. Tang, Esq.
Arnold & Porter LLP
777 S. Figueroa Street, 44th Floor
Los Angeles, California 90017
angel.tang@aporter.com

C. Service shall be deemed effected on the day that both a copy of the complaint and a request for waiver of service is received by email. Responsive pleadings will be due in accordance with the deadlines set forth in Rule 4 of the Federal Rules of Civil Procedure or in accordance with any order of this Court.

D. Arnold & Porter LLP will sign and return the request for waiver of service by email and by First Class Mail. Arnold & Porter LLP will not accept service of any newly filed complaint that is not filed in federal court or is not accompanied by a request for waiver of service.

This the 16 day of July, 2008.

s/James G. Carr

Chief Judge James G. Carr