

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
PENNSYLVANIA

In re: Philips Recalled CPAP, Bi-Level PAP, and Mechanical
Ventilator Products Litigation

In re Philips Recalled CPAP Litigation · No. Misc. No. 21-1230; MDL No. 3014 · Decided January 22, 2026

SUMMARY

The United States District Court for the Western District of Pennsylvania granted in part Philips' motion to dismiss several cases in the Philips recalled CPAP multidistrict litigation. The court dismissed with prejudice the claims of Flores-Cruz, Burke, Young, and Chance for failure to comply with docket management deadlines and to show good cause, while holding the motion in abeyance as to Hamilton.

CASE DETAILS

COURT	United States District Court for the Western District of Pennsylvania
WRITING FOR THE COURT	Joy Flowers Conti
JURISDICTION	United States District Court for the Western District of Pennsylvania
DECIDED	January 22, 2026
DOCKET	Misc. No. 21-1230; MDL No. 3014
DISPOSITION	dismissed
PROCEDURAL POSTURE	Defendants moved to dismiss four MDL personal-injury cases with prejudice for failure to comply with the court's Docket Management Order, supplemental deadlines, and show-cause orders. The plaintiffs did not respond to the show-cause orders or the motion to dismiss.
STANDARD OF REVIEW	The court applied the dismissal provisions of its Docket Management Order, including paragraphs 20 and 21, and considered whether the plaintiffs had complied with the orders or shown good cause for noncompliance.
PRECEDENTIAL VALUE	Unknown; the opinion is an unpublished federal district court memorandum opinion.

TOPICS

- motions to dismiss
- sanctions
- civil procedure
- medical records privacy
- health law

PRACTICE AREAS

civil procedure

multidistrict litigation

product liability

health law

QUESTIONS PRESENTED

1. Whether the court should dismiss with prejudice the cases of Litigating Plaintiffs who failed to comply with the Docket Management Order and supplemental deadlines.
2. Whether the plaintiffs' failure to respond to the show-cause order or demonstrate good cause required dismissal under paragraphs 20 and 21 of the Docket Management Order.

HOLDINGS

1. Where Litigating Plaintiffs failed to comply with the Docket Management Order and supplemental deadlines, failed to cure the deficiencies or demonstrate good cause after a show-cause order, and did not respond to the dismissal motion, their cases were subject to dismissal with prejudice under paragraphs 20 and 21 of the Docket Management Order.

KEY QUOTATIONS

“The cases filed by Sally Lanette Flores-Cruz, Civ. No. 23-1065; Patrick Burke, Civ. No. 25-514; Samuel Young, Civ. No. 25-657; and Jane and Joseph Chance, Civ. No. 25-809; will be dismissed with prejudice for failure to comply with the DMO deadlines and failure to show good cause for the failure to cure the deficiencies.” (IV)

FACTUAL BACKGROUND

The Philips MDL arose from Philips's 2021 recall of certain CPAP devices. The court established case-management deadlines requiring Litigating Plaintiffs to submit materials including plaintiff fact sheets, medical-record authorizations, Rule 26 disclosures, records of device use, preservation notices, record collections, and expert reports. Flores-Cruz, Burke, Young, and Chance failed to satisfy the identified requirements, failed to cure the deficiencies or show good cause after a show-cause order, and did not respond to the motion to dismiss; Young had submitted medical records showing proof of injury but lacked several other required materials.

PROCEDURAL HISTORY

The court was managing coordinated pretrial proceedings in the Philips MDL under 28 U.S.C. § 1407. The court's Docket Management Order and a supplemental order imposed deadlines on Litigating Plaintiffs, and a later show-cause order required noncompliant plaintiffs either to cure deficiencies or demonstrate good cause. Flores-Cruz, Burke, Young, and Chance did neither and did not respond to the dismissal motion. The court granted the motion as to those four cases, held it in abeyance as to Hamilton, and noted that Philips had withdrawn it as to Hawkins.

DISPOSITION

dismissed

CASES CITED

- Poulis v. State Farm Fire & Cas., 747 F.2d 863 (3d Cir. 1984)

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