

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

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DAVID STARR, *et al.*,

Plaintiffs,

v.

VSL PHARMACEUTICALS, INC., *et al.*,

Defendants.

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Civil Action No. 19-cv-02173-LKG

Dated: January 28, 2025

**ORDER**

For the reasons stated in the Court’s memorandum opinion in the above-captioned matter, dated January 28, 2025, the Court:

- (1) **DENIES** the Defendants’ motion to exclude (ECF No. 324);
- (2) **GRANTS** the Plaintiffs’ motion for class certification (ECF No. 312);
- (3) **GRANTS** the parties’ motions to seal (ECF Nos. 313, 318, 321, 333 and 336);
- (4) **GRANTS** the Defendants’ consent motion to substitute exhibit (ECF No. 328);
- (5) **CERTIFIES** a class action on behalf of the following classes, pursuant to Fed. R. Civ.

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- (i) The “Nationwide Class,” consisting of “all persons who purchased VSL#3 in the United States from June 1, 2016 through June 19, 2019.”
- (ii) The “Florida Class,” consisting of “all persons who purchased VSL#3 in Florida from June 1, 2016 through June 19, 2019.”
- (iii) The “Idaho Class,” consisting of “all persons who purchased VSL#3 in Idaho from June 1, 2016 through June 19, 2019.”
- (iv) The “Illinois Class,” consisting of “all persons who purchased VSL#3 in Illinois from June 1, 2016 through June 19, 2019.”
- (v) The “Kentucky Class,” consisting of “all persons who purchased VSL#3 in Kentucky from June 1, 2016 through June 19, 2019.”
- (vi) The “Massachusetts Class,” consisting of “all persons who purchased VSL#3 in Massachusetts from June 1, 2016 through June 19, 2019.”
- (vii) The “Michigan Class,” consisting of “all persons who purchased VSL#3 in Michigan from June 1, 2016 through June 19, 2019.”

- (viii) The “New Jersey Class,” consisting of “all persons who purchased VSL#3 in New Jersey from June 1, 2016 through June 19, 2019.”
- (ix) The “Washington Class,” consisting of “all persons who purchased VSL#3 in Washington from June 1, 2016 through June 19, 2019.”
- (x) The “Wisconsin Class,” consisting of “all persons who purchased VSL#3 in Wisconsin from June 1, 2016 through June 19, 2019.”

(6) **APPOINTS** the Plaintiffs as the representatives of the Classes as follows:

- (i) All Plaintiffs are appointed as class representatives for the Nationwide Class;
- (ii) Plaintiff Krista Karo is appointed as class representative for the Florida Class;
- (iii) Plaintiff Arlene Reed-Cossairt is appointed as class representative for the Idaho Class;
- (iv) Plaintiff James Tettenhorst is appointed as class representative for the Illinois Class;
- (v) Plaintiff Peter Stavros is appointed as class representative for the Kentucky Class;
- (vi) Plaintiff David Starr is appointed as class representative of the Massachusetts Class;
- (vii) Plaintiff Edmund Quiambao is appointed as class representative for the Michigan Class;
- (viii) Plaintiff Bernadette Mavrikos is appointed as class representative for the New Jersey Class;
- (ix) Plaintiff Jeremy Hansen is appointed as class representative for the Washington Class; and
- (x) Plaintiff Heather Farkas is appointed as class representative for the Wisconsin Class; and

(7) **APPOINTS** Shapiro Haber & Urmy LLP and Schulman Bhattacharya, LLC as Class Counsel for each of the Classes.

In addition, the parties are **DIRECTED** to **MEET-AND-CONFER** and to **FILE** a joint status report, stating: (1) whether they seek any redactions to the opinion, and if so, (2) the reasoning for the proposed redactions, on or before **February 25, 2025**.

**IT IS SO ORDERED.**

s/Lydia Kay Griggsby  
LYDIA KAY GRIGGSBY  
United States District Judge