

1 Curtis G. Hoke, Esq.  
2 **THE MILLER FIRM LLC**  
3 108 Railroad Avenue  
4 Orange, VA 22960  
5 Tel: (540) 672-4224  
6 Fax: (540) 672-3055  
7 [choke@millerfirmllc.com](mailto:choke@millerfirmllc.com)

8 *Attorney for Plaintiffs*

9 **UNITED STATES DISTRICT COURT**  
10 **NORTHERN DISTRICT OF CALIFORNIA**

11 IN RE: ROUNDUP PRODUCTS LIABILITY  
12 LITIGATION

MDL No. 2741

Case No.

13 This document relates to:

**SHORT FORM COMPLAINT**

14 MARK GOLIKE AND BECKY GOLIKE,

15 Plaintiff,

16 v.

17 MONSANTO COMPANY,

18 Defendant.

19 Pursuant to Pretrial Order (PTO) No. 149, in which the parties were ordered to sever the  
20 plaintiffs in the case captioned *Fredrick Smith, et al. v. Monsanto Company*, originally filed in the  
21 Circuit Court of the City of St. Louis State of Missouri, into individual short form complaints for  
22 pre-trial work up purposes, Plaintiff Frank Tanner provides the following allegations required by  
23 the Court in PTO No. 155:

- 24
- 25 1. This case is brought on behalf of Plaintiffs Mark Golike and Becky Golike.
  - 26 2. This case is brought against Defendant Monsanto Company (Monsanto).
- 27  
28

1           3.       Plaintiffs first filed his case against Monsanto in the United States Circuit Court of  
2 the Eastern District of Missouri.

3           4.       Plaintiffs incorporates by reference, as if fully alleged herein, the allegations  
4 contained in *Fredrick Smith, et al. v. Monsanto Company*, Case No. 5:16-cv-00726-PA-KK, other  
5 than the 13 and 111-121.

6           5.       Plaintiffs resided in Piasa, Illinois at the time of filing the original complaint against  
7 Monsanto.

8           6.       Plaintiffs currently reside in Piasa, Illinois.

9           7.       Plaintiffs resided in Piasa, Illinois at the time of Mark Golike's diagnosis of Non-  
10 Hodgkin Lymphoma (NHL).

11           8.       Plaintiff Mark Golike received medical treatment for his NHL in Illinois.

12           9.       Jurisdiction is proper based on diversity under 28 U.S.C. § 1332 because Plaintiffs  
13 are citizens of New Mexico, a different state than the Defendant's states of citizenship, and the  
14 aggregate amount in controversy exceeds \$75,000, exclusive of interest and costs.  
15

16           10.      Plaintiff Mark Golike alleges injury from his exposure to Defendant's Roundup  
17 products.  
18

19           11.      Plaintiff was exposed to Monsanto's Roundup products from in or around 1995.  
20 From approximately 1995 to 2008, Mr. Golike sprayed Roundup® 3 times through spring and  
21 summer months on his soy and corn farm to control weeds.

22           12.      Plaintiff Mark Golike used Monsanto's Roundup® products in Illinois.

23           13.      Plaintiff Mark Golike was first diagnosed with Non-Hodgkin's Lymphoma in  
24 December 2015.  
25

26           14.      At all relevant times Becky Golike was the spouse of Mark Golike and brings a loss  
27 of consortium claim

28           15.      Plaintiffs bring claims against Monsanto under the following theories of liability:

1 Strict Liability (Design Defect); Strict Liability (Failure to Warn); Negligence; Breach of Express  
2 Warranty; Breach of Implied Warranties.

3  
4 Dated: August 16, 2019

**THE MILLER FIRM LLC**

5 By: /s/ Curtis G. Hoke

6 Curtis G. Hoke

7 108 Railroad Ave.

8 Orange, VA

9 Tel: (540) 672-4224

10 Fax: (540) 672-3055

11 [choke@millerfirmllc.com](mailto:choke@millerfirmllc.com)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I, Curtis Hoke, hereby certify that, on August 16, 2019, I electronically filed the foregoing with the Clerk for the United States District Court, Northern District of California using the CM/ECF system, which shall send electronic notification to counsel of record.

/s/ Curtis G. Hoke