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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION

TONY R. MOORE, CLERK
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

IN RE: ACTOS (PIOGLITAZONE)
PRODUCTS LIABILITY LITIGATION

MDL No. 6:11-md-2299

JUDGE DOHERTY

This Document Applies To:
All Cases

MAGISTRATE JUDGE HANNA

ORDER:
DECEMBER, 2013 STATUS CONFERENCE
AND DAUBERT HEARINGS

This Court, recognizing the exigencies related to the upcoming Bellwether Trial, and after extensive discussions with the Special Masters, hereby makes the following changes to the schedule for December 2013:

December 11, 2013

The next Monthly Status Conference in this matter was scheduled to be held on December 19, 2013 at 10:30 a.m. This Court hereby reschedules December's Monthly Status Conference to December 11, 2013 at 10:30 a.m., in open court. Consequently, the regular Working Group Meeting, which is traditionally scheduled for the morning of the Monthly Status Conference, will be held on December 11, 2013 at 9:15 a.m., in chambers.

Additionally, in preparation for the first Bellwether Trial, *Allen et. al v. Takeda Pharmaceuticals North America Inc., et. al.* (12-cv-00064), after the Court concludes the Monthly Status Conference, this Court will hold an additional Special Working Group Meeting, in chambers, on December 11, 2013 at 2:00 p.m., which **must** include **all** Trial Counsel. Trial Counsel attendance is *mandatory*.

December 12, 2013

At 9:30 a.m. central time, on December 12, 2013, this Court will, again be in open court: at that time, should this Court choose to place any rulings as to the pending *Daubert* motions on the record, this Court will do so at that time. This Court, also, will hear any oral argument on any *Daubert* motions, **should this Court determine oral argument is needed.** The parties will be notified, by the Special Masters, prior to December 12, 2013, whether this Court anticipates it will rule on any motion, orally on the record, and/or whether this Court desires oral argument on any motion. Additionally, the parties were notified, through the Special Masters, this Court does not anticipate, after reviewing the *Daubert* motions and corresponding briefing, that presentation of any additional evidence or live witness testimony will be needed. However, should this change, the Court will notify the parties through the Special Masters and additional time will be scheduled. This Court grants this preliminary determination so that the parties can avoid unnecessary expert standby charges.

December 13, 2013

Should there be a need for additional time in open Court, the Court will, again, commence at 9:30 a.m. central time. Counsel should be prepared to participate, on December 13, 2013, if requested by the Court.

Considering the foregoing,

IT IS HEREBY ORDERED that the December Monthly Status Conference is rescheduled to **December 11, 2013 at 10:30 a.m.**, in open court, the normal Working Group Meeting will take place on **December 11, 2013 at 9:15 a.m.**, in chambers, prior to the Monthly Status Conference.

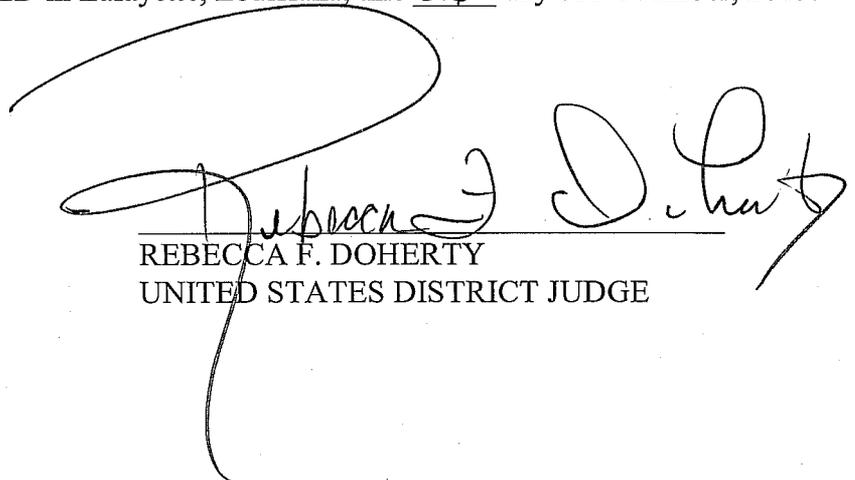
IT IS FURTHER ORDERED that a Special Working Group Meeting to include Trial

Counsel will be held on **December 11, 2013 at 2:00 p.m.**

IT IS FURTHER ORDERED that on **December 12, 2013 at 9:30 a.m.**, should this Court choose to make any oral rulings on the record and/or request oral argument, both will occur on December 12, 2013.

IT IS FURTHER ORDERED that, if necessary, on December 13, 2013 at 9:30 a.m. this Court will continue to hear oral argument on any remaining *Daubert* motions.

THUS DONE AND SIGNED in Lafayette, Louisiana, this 26 day of November, 2013.

A large, stylized handwritten signature in black ink, which appears to read "Rebecca F. Doherty". The signature is written over a horizontal line.

REBECCA F. DOHERTY
UNITED STATES DISTRICT JUDGE