

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

In Re: FRANCK'S LAB, INC.,
PRODUCTS LIABILITY
LITIGATION

MDL NO. 2454

SECTION "N" (4)

THIS DOCUMENT RELATES TO
ALL CASES

ORDER

On May 2, 2014, the Court held a status conference at 9:30 a.m. with liaison counsel and committee members. The following individuals were in attendance: Gregory L. Bentley (via telephone), Anthony De Los Reyes (via telephone), Robert David, Michael Ecuyer, Debra Fischman, Mike Hingle, Daniel Hodes (via telephone), Kyle Kirsch, Palmer Lambert, Raymond Lewis, Kevin McGlone, Bryan Pfleeger, Scott Silbert, and Craig Watson.

At 9:45 a.m., the conference was opened (via telephone conference) to all counsel. The following individuals participated: Tyler Brown, Thomas Drendel, Steven Goldberg, Nicole Podgurski, and Jilbert Tahmazian.

During the conference, the Court discussed with counsel the topics listed on the Joint Report No. 4 of Liaison Counsel.

IT IS ORDERED that:

- (1) A one-week jury trial is hereby set for **March 2, 2015** at **8:30 a.m.**;
- (2) A Final Pretrial Conference shall be held **February 12, 2015** at **9:00 a.m.**;
- (3) Counsel shall submit by **May 9, 2014**, a proposed scheduling order setting forth pretrial deadlines;

- (4) The PSC shall designate by May 16, 2014, which plaintiffs claims shall be tried on March 2, 2015;
- (5) Cincinnati Insurance Co. and Franck's Pharmacy, Inc. shall participate with the PSC in a settlement conference before United States Magistrate Judge Karen Wells Roby on June 9, 2014, at 1:30 p.m., or such other time as ordered by Magistrate Judge Roby;
- (6) Amended complaints by Louisiana plaintiffs adding a direct action claim pursuant to a policy covering the professional liability of James Kilbride shall be filed not later than June 10, 2014, at 9:00 a.m., and may be filed without seeking further leave of Court;
- (7) The PSC and counsel for Cincinnati Insurance Co. and Franck's Pharmacy, Inc., shall submit a joint confidential settlement status report to Magistrate Judge Roby by July 7, 2014; and
- (8) The Court will hold a status conference in chambers with liaison counsel and committee members on Friday, June 13, 2014, at 11:00 a.m..
Out of town members of the PSC may participate by telephone.

New Orleans, Louisiana, this 2nd day of May, 2014.



KURT D. ENGELHARDT
UNITED STATES DISTRICT JUDGE