

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: DAVOL, INC./C.R. BARD,
INC., POLYPROPYLENE HERNIA
MESH PRODUCTS LIABILITY
LITIGATION

Civil Action 2:18-MD-2846
CHIEF JUDGE EDMUND A. SARGUS
Magistrate Judge Kimberly A. Jolson

This document relates to: ALL CASES.

PRETRIAL ORDER NO. 4

November 15, 2018 Conference

This matter came before the Court for an in-person status conference on November 15, 2018. This Pretrial Order memorializes the results of the conference as follows:

Amendment to Direct Filing Procedures:

The Court conferred with counsel and the Clerk's Office regarding current filing procedures. To ensure that each individual case is properly assigned a unique case identification number, the Court will issue an amendment to Case Management Order No. 2: Providing for Direct Filing of Cases in MDL No. 2846. (ECF No. 11). In addition, the Clerk's Office requested that counsel carefully follow all online prompts when filing new cases. Specifically, counsel should ensure that "Columbus" is selected as the correct city.

Case Management Orders:

- The Court conferred with counsel regarding the status of the prospective *Bellwether* trials and a proposed Master Scheduling Case Management Order ("CMO"). The parties are

directed to meet and confer regarding deadlines in the proposed Master Scheduling CMO. The parties shall provide the Court with their proposed language on or before **November 19, 2018**.

- The Court spoke with counsel regarding the parties' proposed CMO concerning master pleadings. As discussed, the parties are directed to meet and confer regarding the disputed language. The parties shall provide the Court with their proposed language on or before **November 19, 2018**.
- The Court discussed the status of the parties' profile forms. Plaintiffs' counsel is directed submit their proposed Plaintiff Profile Form to the Court for adoption. The parties are directed to meet and confer regarding the disputed language in the Defense Profile Form. The parties shall provide the Court with a proposed Defense Profile Form on or before **December 11, 2018**.
- The Court conferred with counsel concerning the Rule 30(b)(6) deposition process. The parties indicated they have held an initial meeting regarding 30(b)(6) depositions.
- The Court also spoke with counsel regarding the beginning of non-MDL 1842 rolling production. Counsel will provide the Court with an update at the next status conference.
- Finally, the Court spoke with counsel concerning defense counsel's proposed Discovery Coordination Order and Pathology Preservation Order. Counsel indicated that the parties have not yet met and conferred regarding these proposals. The parties are directed to meet and confer, and subsequently submit proposed orders to the Court on or before **December 11, 2018**.

Status Conference:

The Court scheduled an in-person status conference on **December 18, 2018 at 10:30 A.M.** at the United States District Court, Joseph P. Kinneary United States Courthouse, 85 Marconi Boulevard, Columbus, Ohio 43215. The agenda for the December 18, 2018 status conference shall include, but is not limited to, the status of *Bellwether* trials, proposed CMOs, the master schedule, discovery coordination, and pathology preservation.

IT IS SO ORDERED.

11-15-2018
DATE



EDMUND A. SARGUS, JR.
CHIEF UNITED STATES DISTRICT JUDGE

11/15/2018
DATE



KIMBERLY A. JOLSON
UNITED STATES MAGISTRATE JUDGE