

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

IN RE: HEPARIN PRODUCTS
LIABILITY LITIGATION

) MDL Docket No. 1953
) CHIEF JUDGE JAMES G. CARR
) CASE NO. 1:08-60000
)
) ALL CASES
)
)
)
)

FIRST AMENDED PRETRIAL ORDER NUMBER 18
PRE-TRIAL AND TRIAL SCHEDULE

Upon agreement of Plaintiffs and Defendants Baxter International, Baxter Healthcare Corporation, Baxter Healthcare Corporation of Puerto Rico Scientific Protein Laboratories LLC, and Changzhou SPL Co., Ltd., the Court hereby enters an order pertaining to the pre-trial and trial schedule as follows:

A. Generic Expert Discovery

1. Plaintiffs' deadline for submitting expert reports - February 20, 2010
2. Defendants' deadline for submitting expert reports - March 30, 2010
3. Completion of expert discovery - April 25, 2010

B. Dispositive Motions On Generic Issues

1. Summary Judgment/*Daubert* Motions - May 15, 2010
2. Oppositions to dispositive motions - June 10, 2010
3. Reply briefs - June 25, 2010
4. *Daubert* hearings and argument on dispositive motions- July 7, 2010 at

8:30 a.m.

C. Resolution Of Remaining Cases

1. Individual cases proposed for trial - December 15, 2010
 - a. Parties' briefs re. case selection issues as to which parties have not agreed due January 15, 2010; opposition due February 5, 2010; reply due February 15, 2010.

2. Continuing case-specific fact discovery completed - April 15, 2010
3. Deadline for decision re. case selection/resolve disputed issues for first trial by May, 1, 2010
4. Case-specific expert discovery
 - a. Plaintiff's case-specific expert disclosures due - May 15, 2010
 - b. Defendants' case-specific expert disclosures due - June 30, 2010
 - c. Case-specific expert discovery completed - July 30, 2010
5. Case-specific dispositive motions (including *Daubert* motions)
 - a. Dispositive motions due - August 5, 2010
 - b. Oppositions to dispositive motions due - September 1, 2010
 - c. Reply briefs due - September 15, 2010
 - d. *Daubert* hearings (if appropriate) and oral argument on dispositive motions set for September 28, 2010 at 8:30 a.m.
6. First individual trial begins - November 2, 2010

Accordingly, it is hereby ORDERED, ADJUDGED and DECREED this 23rd day of September, 2009.

s/ James G. Carr
Chief Judge James G. Carr
United States District Court