

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO**

IN RE:)	MDL Docket No. 1953
)	
HEPARIN PRODUCTS)	CHIEF JUDGE JAMES G. CARR
LIABILITY LITIGATION)	CASE NO. 1:08-60000
)	
)	ALL CASES

**PRETRIAL ORDER NO. 13
REGARDING THIRD PARTY SUBPOENAS**

In order to provide for an orderly procedure for the enforcement of subpoenas issued in this multidistrict litigation to third parties pursuant to Rule 45, Fed. R. Civ. P., the Court hereby orders as follows. Counsel for parties in the Heparin Products Liability Litigation are authorized to serve subpoenas in any local district court throughout the United States, utilizing the federal judiciary form AO 88A or AO 88B. (These forms are available on the federal judiciary website at www.uscourts.gov/forms.) As provided by Rule 45(b)(2)(D), this Court shall retain jurisdiction to enforce, quash or modify said subpoenas, under its authority as the multidistrict transferee Court under 28 U.S.C. §1407, and in order to protect and aid its jurisdiction pursuant to the All Writs Act, 28 U.S.C. §1651.

Any counsel retained by a third party witness who is in good standing in the United States District Court in which the subpoena is served is hereby granted *pro hac vice* admission in the Northern District of Ohio for purposes of appearing in these proceedings. Counsel for all parties are encouraged to resolve any disputes concerning third party subpoenas extra-judicially and are expected to extend all professional courtesies to permit orderly compliance with reasonable discovery requests. If after meeting and conferring to resolve disputes the parties are unable to reach agreement, any party may file a motion with this Court concerning the

enforcement of the subpoena, which shall be heard and determined by this Court. The Court will provide the opportunity for out of state counsel to appear by telephone if oral argument is necessary on any motion.

Counsel are directed to familiarize themselves with the Northern District of Ohio's electronic filing system. A copy of this Pretrial Order No. 13 shall be served with every third party subpoena issued in these multidistrict proceedings.

IT IS SO ORDERED:

February 26, 2009

s/James G. Carr

Chief Judge James G. Carr