

PEARSON, J.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: FORD MOTOR CO. SPARK PLUG )  
AND 3-VALVE ENGINE PRODUCTS ) CASE NO. 1:12-md-2316  
LIABILITY LITIGATION ) (MDL Docket No. 2316)  
)  
) JUDGE BENITA Y. PEARSON  
)  
)  
)  
) **ORDER**

Defendant's Motion for Summary Judgment ([ECF No. 42](#)), Plaintiffs' Motion to Strike the Expert Declaration of Paul M. Taylor or Exclude Defendant From Introducing His Expert Declaration and Testimony ([ECF No. 45](#)), Plaintiffs' Motion to Strike the Expert Declaration of Christine T. Wood, Ph.D. or Exclude Defendant From Introducing a Portion of Her Expert Declaration and Testimony ([ECF No. 46](#)), and Defendant's Motion to Strike the Declaration of R. Scott King ([ECF No. 56](#)) are pending in the above-entitled action.

According to Defendant, Plaintiffs have not responded to some of its arguments in support of Defendant's request for summary judgment. *See, e.g.*, Defendant's Reply Memorandum ([ECF No. 57](#)) at PageID #: 4584. Accordingly,

IT IS ORDERED that the four (4) motions are scheduled for oral argument on August 23, 2013, at 1:30 p.m., before Judge Benita Y. Pearson, in Courtroom 351, Federal Building - United States Courthouse, 125 Market Street, Youngstown, Ohio.

IT IS FURTHER ORDERED that the following procedure shall apply with regard to [ECF No. 42](#):

- (a) Defendant shall file a certificate at least five (5) working days before the hearing declaring that there is no genuine issue as to any material fact. Failure to file the certificate will constitute just cause for denying the motion. The certificate shall

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have a table of not more than two (2) primary authorities cited in support of an argument, a brief statement of the issue(s) to be decided, and a summary of the argument presented. The certificate shall not exceed two (2) pages in length.

(b) Plaintiffs shall file a certificate within three (3) working days of the oral hearing identifying the genuine issues as to any material fact and identify the documents in the record in the context of [Fed. R. Civ. P. 56\(c\)](#) that support the claim of a material fact in dispute. The certificate shall not exceed two (2) pages in length.

(c) In those arguments where the parties agree that there is no genuine issue as to any material fact, but rather that the issue is one of law on the undisputed facts, the parties shall file a joint certificate identifying the questions of law. The certificate shall have a table of not more than two (2) primary authorities cited by each side and a summary of the arguments presented. The certificate shall not exceed five (5) pages in length. That certificate shall be filed at least three (3) working days before the scheduled hearing.

IT IS FURTHER ORDERED that:

1. Lead counsel of record shall be present at the oral argument. Each party will be allowed forty-five (45) minutes for oral argument.
2. Counsel shall not contact the Court by telephone requesting information on what is required for oral argument.
3. Failure to comply with the provisions of this Order may be deemed sanctionable at the discretion of the undersigned.

July 10, 2013  
Date

/s/ Benita Y. Pearson  
Benita Y. Pearson  
United States District Judge