

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

In re.: Heparin Products Liability Litigation

MDL 1953
CASE NO. 1:08-60000

Pretrial Order Number 18
PRE-TRIAL AND TRIAL SCHEDULE

On 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:

- A. Generic Expert Discovery
 - 1. Plaintiffs' deadline for submitting expert reports - January 10, 2010
 - 2. Defendants' deadline for submitting expert reports - March 10, 2010
 - 3. Completion of expert discovery - April 9, 2010

- B. Dispositive Motions On Generic Issues
 - 1. Summary Judgment/Daubert Motions – April 30, 2010
 - 2. Oppositions to dispositive motions - June 4, 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, 2009
 - 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 by May 1,

2010, for first trial 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.
7. Defendants' answer to the class action claims due by July 31, 2009.
8. A pretrial conference is scheduled for August 3, 2009 at 1:30 p.m. The conference scheduled for July 6, 2009 is vacated.

So ordered.

S/ James G. Carr

Chief Judge James G. Carr
United States District Court

