

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USE ELECTRONICALLY FILED DOC #: DATE FILED: 11/12/13

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: **ORDER SUMMARIZING**
: **STATUS CONFERENCE**
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ALVIN K. HELLERSTEIN, U.S.D.J.:

This Order summarizes the conference held November 6, 2013.

1. Discovery:

- a. Defendants' Liaison Counsel Leff reported that the parties have taken over 250 depositions from April through October, 2013. He reported that several depositions remain to be taken: approximately 110 treating doctors and 12 non-party witnesses need to be deposed and approximately 6 days of depositions of plaintiffs have been scheduled.
- b. Mr. Leff reported that Mr. LoPalo's summary of treating doctors, made pursuant to my October 24, 2013 order, reduced the number of treating doctors to be deposed by nine.
- c. I denied Plaintiffs' Liaison Counsel Canatta's request that I restrict the doctors Defendants can depose to the doctors identified by Plaintiffs for trial.
- d. I granted Defendants' Liaison Counsel motion for an extension of fact discovery. An Amended Order Regulating Discovery and Trials of Group I and Group II Selected Cases will issue.
- e. I instructed counsel that I will not grant any further extensions and that they should advise non-parties of that fact when scheduling depositions.

2. Selected Cases.

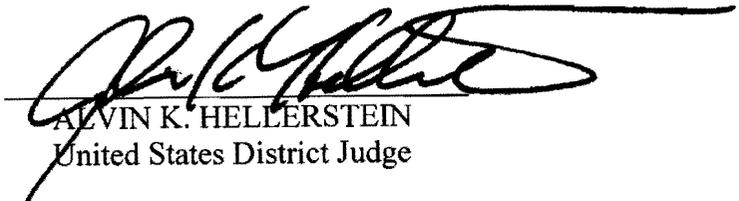
- a. Mr. Napoli and Mr. Leff reported that the Group I and Group II plaintiffs are stable and participating in discovery.
- b. Mr. Napoli suggested that, if concerned about the prospect of Group I and Group II plaintiffs settling, the Court could order the selection of another sample set of plaintiffs for discovery and trial. I did not act on that suggestion.

3. The next status conference will be held at 4.00 pm on January 27, 2014 in Courtroom 14D.

SO ORDERED.

Dated:

Nov. 12, 2013, 97
November 6, 2013
New York, New York


ALVIN K. HELLERSTEIN
United States District Judge