

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

IN RE GENETICALLY MODIFIED) 4:06MD1811 CDP
RICE LITIGATION)

This Order Relates to:

Texana Rice Mill, Ltd., et al.
v. Bayer CropScience LP, et al. 4:07CV416 CDP

Beaumont Rice Mills, Inc., et al.
v. Bayer CropScience LP, et al. 4:07CV524 CDP

Cache River Valley Seed, LLC, et al.
v. Bayer CropScience LP, et al. 4:07CV1293 CDP

Kennedy Rice Dryers, LLC
v. Bayer CropScience LP, et al. 4:07CV1773 CDP

Farmers Rice Milling Co., Inc.
v. Bayer CropScience LP 4:07CV1780CDP

Planters Rice Mill, LLC
v. Bayer CropScience LP, et al. 4:07CV1795 CDP

Gulf Pacific Rice Co., Inc., et al.
v. Bayer CropScience LP, et al. 4:08CV1545 CDP

Phoenix Advisors, Ltd.
v. Bayer CropScience LP, et al. 4:08CV1794 CDP

Riceland Foods, Inc.
v. Bayer AG, et al. 4:09CV433 CDP

CASE MANAGEMENT ORDER No. 24

IT IS HEREBY ORDERED that the parties' motions to modify certain

non-producer deadlines [##2977, 2979, 2985] are GRANTED and the following schedule applies:

A. *Riceland v. Bayer*

The deadlines in *Riceland v. Bayer AG*, 4:09CV433 CDP are modified as follows:

1. Plaintiffs shall disclose expert witnesses related to issues of individual damages and provide the reports required by Rule 26(a)(2), Fed.R.Civ.P., no later than **November 15, 2010**, and shall make these expert witnesses available for depositions, and have depositions completed, no later than **December 15, 2010**.
2. Defendants shall disclose expert witnesses related to issues of individual damages and provide the reports required by Rule 26(a)(2), Fed.R.Civ.P., no later than **January 17, 2011**, and shall make these expert witnesses available for depositions, and have depositions completed, no later than **February 16, 2011**.
3. Plaintiffs shall disclose rebuttal expert reports and make rebuttal experts available for depositions, and have depositions completed, no later than **March 2, 2011**.
4. Defendants shall disclose sur-rebuttal expert reports and make sur-rebuttal experts available for depositions, and have depositions completed, no later than **March 16, 2011**.
5. All discovery shall be completed no later than **March 31, 2011**.
6. Any motions for summary judgment or motions to exclude or limit expert testimony under *Daubert* or for any other reason must be filed no later than **April 8, 2011**. Briefs in opposition must be filed by **May 9, 2011**, and any reply brief shall be filed no later than **May 23, 2011**.

B. Remaining Captioned Non-Producer Cases

The deadlines in the first eight non-producer cases listed above (i.e., all cases listed above other than *Riceland v. Bayer AG*, 4:09CV433 CDP) are modified as follows:

1. All discovery shall be completed no later than **September 10, 2010**.
2. Any motions for summary judgment or motions to exclude or limit expert testimony under *Daubert* or for any other reason must be filed no later than **October 8, 2010**. Briefs in opposition must be filed by **November 5, 2010**, and any reply brief shall be filed no later than **November 19, 2010**.

IT IS FURTHER ORDERED that from this point forward all

Lexecon waivers shall be filed and docketed in both the main MDL case, 4:06MD1811 CDP and in the individual civil case.



CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 16th day of June, 2010.