

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

IN RE NUVARING PRODUCTS) 4:08MD1964 RWS
LIABILITY LITIGATION)
) ALL CASES

ORDER

A status conference and hearing was held on January 12, 2010, at which various issues were addressed including several pending motions submitted by the parties. Based on the discussions and rulings at that conference the following is ordered.

IT IS HEREBY ORDERED that Plaintiffs' motion to compel [#490] is **granted in part and denied in part** as stated on the record. Plaintiffs shall submit to Organon revised document requests concerning documents related to manufacturing, design, and communications with third party advertising agencies no later than **January 29, 2010**.

IT IS FURTHER ORDERED that Organon's motion to compel responses to interrogatories and requests for production [#686] is **DENIED** as moot.

IT IS FURTHER ORDERED that Plaintiffs' motion for a protective order [#688] is **DENIED** as moot.

IT IS FURTHER ORDERED that the parties shall submit a proposed preservation order no later than **January 29, 2010**. The parties shall submit a proposed scheduling order for the Phase One cases no later than **January 29, 2010**. The parties shall each select 16 cases to be included in the forthcoming Phase One scheduling order no later than **February 12, 2010**.

IT IS FURTHER ORDERED that a scheduling conference is set on **February 18, 2010 at 11:00 a.m.** in Courtroom 10 South to set dates for the completion of discovery and to set initial trial dates for the Phase One cases. In addition, discovery issues for the remaining cases

will be addressed on this date. A deposition protocol order will also be discussed at this conference. The parties shall file a list of issues to be addressed no later than **February 17, 2010**.

IT IS FURTHER ORDERED that a scheduling conference is set on **January 4, 2011** at **11:00 a.m.** in Courtroom 10 South to establish expert and dispositive motion deadlines in the Phase One cases.



RODNEY W. SIPPEL
UNITED STATES DISTRICT JUDGE

Dated this 13th day of January, 2010.