

1

2

3

4

5

6

IN THE UNITED STATES DISTRICT COURT

7

FOR THE DISTRICT OF ARIZONA

8

IN RE: Bard IVC Filters Products Liability
Litigation,

9

No. MDL 15-2641-DGC

10

CASE MANAGEMENT ORDER

11

NO. 20

12

**(Discovery Deadlines for Discovery
Group 1 and Bellwether Group 1)**

13

Pursuant to Case Management Orders No. 11 (Doc. 1662), 18 (Doc. 3685), and 19 (Doc. 4311), the Court enters this Case Management Order No. 20 regarding scheduling for Discovery Group 1 and Bellwether Group 1.

14

15

16

Action	Date/Deadline
Deadline for Plaintiffs to provide dates for depositions of all Plaintiffs in Discovery Group 1 and spouse or significant family member	Dec. 30, 2016 ¹
Case-specific fact discovery commences in individual Discovery Group 1 cases	January 5, 2017
Deadline to complete depositions of all Plaintiffs (including those Plaintiffs with loss of consortium claims)	Feb. 16, 2017 ²
End of preliminary case-specific fact discovery for Discovery Group 1 cases	April 10, 2017
Parties exchange lists of six (6) proposed	April 17, 2017

17

18

19

20

21

22

23

24

25

¹ Plaintiffs' counsel shall make a good faith effort to obtain and provide dates on a rolling basis in advance of Dec. 30, 2016 for all Discovery Group 1 cases identified by the Parties on December 16. For cases chosen by the Court after that date, Plaintiffs will use their best efforts to obtain and provide dates within two weeks after case selection.

26

27

28

² The parties may extend this deadline by up to two weeks for cases selected after December 16, 2016.

1	selections from Discovery Group 1 for Bellwether Group 1, and order of trials (per CMO 18, Sec. B).	
2		
3	If the parties are unable to agree on six (6) cases to comprise Bellwether Group 1, the parties shall submit to the Court proposed lists and memorandum in support of their submissions and, if applicable, in opposition to the opposing party's selections (per CMO 18, Sec. B).	April 24, 2017
4		
5		
6		
7	Responses to opposing party's memorandum regarding selection of cases for inclusion in Bellwether Group 1 (per CMO 18, Sec. B).	April 28, 2017
8		
9		
10	Commence additional case-specific fact discovery for Bellwether Group 1	Upon entry of the Court's selection of the final group of six (6) cases to form Bellwether Group 1.
11		
12	Plaintiffs' case-specific expert disclosures for Bellwether Group 1	May 15, 2017 (or two weeks after Court's selection of Bellwether Group 1, whichever is later)
13		
14	Defendants' expert disclosures for Bellwether Group 1	June 12, 2017 (or six weeks after Court's selection of Bellwether Group 1, whichever is later)
15		
16	Case-specific rebuttal expert disclosures for Bellwether Group 1	June 26, 2017 (or eight weeks after Court's selection of Bellwether Group 1, whichever is later)
17		
18	Deadline for completion of additional case-specific fact discovery for Bellwether Group 1	June 30, 2017
19		
20	Deadline for case-specific expert depositions (intended to coincide with the end of common expert discovery) for Bellwether Group 1	July 14, 2017
21		

22 The parties shall place a joint call to the Court on April 28, 2017 to remind it that
 23 the selection of Bellwether Group 1 cases should occur promptly in order to keep this
 24 schedule on track.

25 Dated this 22nd day of December, 2016.

26
 27 

28

 David G. Campbell
 United States District Judge