

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

In Re: FRANCK'S LAB, INC.,
PRODUCTS LIABILITY
LITIGATION

MDL NO. 2454

SECTION "N" (4)

THIS DOCUMENT RELATES TO
ALL CASES

ORDER

On November 8, 2013, the Court held a status conference at 9:00 a.m. with liaison counsel and committee members. The following individuals were in attendance: Robert David, Michael Ecuyer, Debra Fischman, Michael Hingle, Kyle Kirsch, Daniel Hodes (via telephone), Palmer Lambert, Philip Lorio, Bryan Pfleeger, Scott Silbert, and Craig Watson.

Following that conference, at 10:00 a.m., the Court held a general status conference, which was open to all counsel and for which a telephone conference number was arranged for out-of-town counsel. At that conference, in addition to the above-listed counsel, the general conference was attended (via telephone) by Kathy Lee and Joseph Piacun.

During the conferences, the Court discussed with counsel the topics listed on the attached agenda. **IT IS ORDERED** that:

(1) On **Thursday, December 19, 2013**, at **9:00 a.m.**, the Court will hold a status conference in chambers with liaison counsel and committee members;

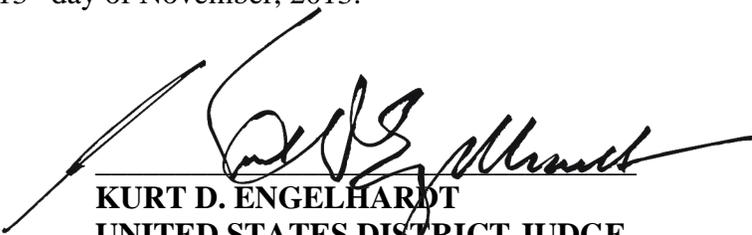
(2) Not later than **Monday, December 16, 2013** at **12:00 noon** counsel shall jointly submit to the Court (via email to the undersigned's law clerk) a chart setting forth all

relevant insurance policies that are at issue in this litigation, including, for each policy, the insurer, the type of policy, and the chief exclusions or policy defenses at issue;¹ and

(3) The following counsel shall be added to the Court's CM/ECF service list, and shall receive all notices and orders:

- a) Philip D. Lorio (plorio@dkslaw.com)
for Defendant, Evanston Insurance Company
- b) Debra J. Fischman (dfischman@shergarner.com)
for Defendant, Cincinnati Insurance Company
- c) Robert J. David (rjd@juneaudavid.com)
Alyse S. Richard (asr@juneaudavid.com)
for Defendant, Those Interested Underwriter's at Lloyd's, London
- d) Michael Sistrunk (mrs@mcsalaw.com)
Kyle P. Kirsch (kpk@mcsalaw.com)
co-counsel for Defendant, Franck's Pharmacy, Inc.

New Orleans, Louisiana, this 13th day of November, 2013.



KURT D. ENGELHART
UNITED STATES DISTRICT JUDGE

¹ This chart is solely to assist the Court in managing this litigation and shall not be used against any party. No party shall be held to have waived any right or defense by submitting, consenting to, or participating in the preparation of the chart.

In re: Franck's Lab Products Liability Litigation/MDL 2454

Joint Agenda List

The parties will be prepared to discuss the following agenda items at the November 8th

Status Conference in this matter:

- I. Cases, Tag-Along Actions
- II. Status of Declaratory Judgment Action in Florida
- III. Address Status of Discovery
 1. Corporate Depositions and Fact Witness Depositions to be noticed
- IV. Procedural issues
 1. Master Complaint
 2. Insurance Coverage Motions
 3. Service of Pleadings/Discovery
- V. Policy Limit Demands
- VI. Pending Motions
- VII. Future Status Conferences