

FILED
MAR 06 2017
JUDGE JESSICA R. MAYER

IN RE: PROPECIA® LITIGATION

**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: MIDDLESEX COUNTY**

CASE NO. 623

CIVIL ACTION

**AMENDED CASE MANAGEMENT
ORDER No. 6**

THIS MATTER having come before the court during a case management conference conducted on February 7, 2017, concerning the management of pending New Jersey state cases in the above litigation, and counsel having met and discussed amending Case Management Order No. 6, and for good cause having been shown;

IT IS on this 6th day of March, 2017,

ORDERED as follows:

1. Case Management Order No. 6 shall be amended as set forth in this order. All other provisions of Case Management Order No. 6 remain in effect.

2. The Parties agree to proceed with a Trial Pool consisting of eight (8) cases. Currently, eight cases constitute the Trial Pool. The Parties acknowledge that two of the current eight cases may not be able to proceed as part of the Trial Pool. In the event that any of the current eight cases in the Trial Pool cannot proceed, the Parties shall select replacement cases by April 1, 2017.

3. Case-specific discovery on cases previously selected for the Trial Pool has commenced and case-specific discovery as to all cases in the Trial Pool shall be completed by July 31, 2017.

4. On August 10, 2017, at 12:00 p.m. Eastern Standard Time, each party shall provide to the court a statement ranking their top two (2) trial ready cases in the Trial Pool and identifying the reasons the selected cases constitute a representative bellwether trial case.

5. On September 8, 2017, the court shall select two (2) cases from the Trial Pool for further discovery. The court will conduct a case management conference after September 8, 2017 to address additional scheduling deadlines, including a trial date, for the select bellwether trial case.

6. Prior to September 8, 2017, the Parties shall meet and confer to determine whether there are any choice of law issues that need to be resolved by the court. In the event choice of law motions are necessary, the following schedule shall apply to such motions:

- a. Any choice of law motion shall be filed no later than September 20, 2017;
- b. Opposition papers shall be filed no later than October 9, 2017;
- c. Reply papers, if any, shall be filed no later than October 18, 2017;
- d. Oral argument on the choice of law issue, if any, shall be conducted in accordance with the court's calendar.

7. A copy of this order shall be posted online by the court.



JESSICA R. MAYER, J.S.C.