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FILED

JAN 29 2007

Carol E. Higbee, P.J.Cv.

In re: ACCUTANE LITIGATION	: SUPERIOR COURT OF NEW JERSEY : LAW DIVISION : ATLANTIC COUNTY : : Civil Action : : : Case No. 271 : : **CASE MANAGEMENT ORDER No. 10** :

THIS MATTER, having been brought to the attention of the Court by counsel for Plaintiffs and counsel for Defendants in McCarrell v. Hoffmann-La Roche Inc. et al, Docket No. ATL-L-1951-03, Reynolds v. Hoffmann-La Roche Inc. et al., Docket No. ATL-L-2644-03, Beard v. Hoffmann-La Roche Inc. et al., Docket No. ATL-L-2645-03, and Fields v. Hoffmann-La Roche Inc. et al., Docket No. ATL-L-10325-03; and it appearing that the parties in those actions seek to amend the pre-trial schedule issued at the Case Management Conference on July 20, 2006, and the Court having considered the request of the parties, and for good cause shown,

IT IS on this 29 day of Jan, 2007

ORDERED that CMO 8 is hereby amended as follows:

I. Revised Deadlines and Trial Date Scheduling in *McCarrell, Fields, Reynolds and Beard* Only

1. Trial Date: The trial date for McCarrell v. Hoffmann-La Roche Inc only is set for April 2, 2007.

2. Witness Lists, Exhibit Lists and Dispositive Motions: The parties shall exchange witness lists and exhibit lists in McCarrell v. Hoffmann-La Roche Inc. on or before February 28, 2007. Dispositive motions shall be filed in McCarrell v. Hoffmann-La Roche Inc. as soon as possible following exchange of expert reports and no later than February 28, 2007. Opposition to dispositive motions shall be filed no later than March 19,

2007. Reply briefs in further support of dispositive motions shall be filed no later than March 26, 2007.

3. Deposition Designations: By March 9, 2007, the parties shall exchange a list of page/line deposition designations, along with a hard copy of the transcripts with the line designations bracketed in black ink, for each witness. For any witnesses whose de bene esses are not completed by March 9, 2007, designations shall be due by March 16. By March 23, 2007 the parties shall serve their opposition to deposition designations and provide a list of page/line counter designations, along with a hard copy of the transcripts with objections written in red ink in the margins and counter designations delineated by red brackets.

4. In Limine Motions: Motions directed at the admissibility of evidence, including Kemp motions to preclude expert testimony, shall be filed in McCarrell v. Hoffmann-La Roche Inc. by March 15, 2007. Opposition to in limine motions, including Kemp motions, shall be filed by March 22. Reply briefs in further support of Kemp motions, if permitted by the Court, shall be filed by March 26. A Rule 104 evidentiary hearing on the admissibility of expert testimony may be scheduled at the Court's discretion prior to the commencement of trial.

5. The dates for pre-trial submissions and trial in Beard, Reynolds, and Fields shall be determined at a later date.

Honorable Carol E. Higbee, P.J.Cv.