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Carol E. Higbee, P.J.Cv.

In re: ACCUTANE LITIGATION	: SUPERIOR COURT OF NEW JERSEY : LAW DIVISION : ATLANTIC COUNTY
(This Order applies to all actions.)	: Civil Action
	: Case No. 271
	: **CASE MANAGEMENT ORDER No. 9**

THIS COURT, having conducted a Case Management Conference on October 12, 2006, and all parties having been represented by Counsel, and for good cause shown,

IT IS on this 17th day of Nov, 2006, ordered as follows:

I. Follow-up Discovery Items in *McCarrell, Fields, Reynolds and Beard*

A. Every thirty days, beginning November 1, 2006, Plaintiffs Andrew McCarrell, Jamie Fields, Eileen Fields, Rebecca Reynolds and Emily Beard will each 1) provide Defendants the complete names and addresses of any and all health care providers that they have seen and pharmacies they have visited in the preceding thirty days, 2) identify any changes in insurance and provide the complete names and address of any new insurance policies, as well as the name of the policyholder and the policy numbers, and 3) identify any changes of employment, and provide the complete names and addresses of any new employers.

B. Plaintiffs will produce the following by October 26, 2006:

1. Andrew McCarrell will provide a list of all his screen names, email addresses, computer IDs and/or computer log-in names.

2. Emily Beard will provide an executed authorization to obtain the records for Darrell Samples, M.D.

3. Jamie Fields will provide:

   a. A copy of her most recent resume;
   b. Letters and enclosures sent from Jamie Fields seeking employment, including any enclosed resume, and an executed authorization for each potential employer;
   c. All federal tax returns Jamie Fields filed (not as a dependent under her parents' return);
   d. All documents submitted to or maintained by the State of Colorado in connection with her esthetician license and an executed authorization for the release of records from this licensing agency.
   e. An executed authorization for the Cherry Creek School District.

4. Eileen Fields will provide the Accutane consent form that she reviewed prior to her deposition. (See September 22, 2006 Deposition Transcript at pp 87 to 88.)

C. Rebecca Reynolds will advise Defendants as to the disposition of her pending disability application and any appeals thereof within one week of receiving notice of same.

D. Defendants are permitted to take the deposition of Rebecca Reynolds' siblings, Aubrey Wursten and Kevin Wilkens. By October 19, Plaintiffs will advise if they will produce these witnesses voluntarily and provide dates for same. If Plaintiffs will not be producing these witnesses for deposition, Plaintiffs will provide the complete address for each witness by that date.

II. Meet and Confer on Voluntary Dismissals

The parties shall meet and confer on those cases in which Defendants believe there are clear cut issues as to why a case should be dismissed. If, following the meet and confer, the parties are unable to agree on dismissal, Defendants are permitted to make a motion to dismiss that would address the issue in any particular case.

III. Omnibus Motion Practice on Plaintiffs' Fact Sheet Deficiencies

Defendants shall provide plaintiffs with a list of cases in which Defendants contend significant discovery deficiencies remain in connection with Plaintiffs' Fact Sheets responses. Defendants shall confer with Plaintiffs' counsel. Within one week, Plaintiffs shall either provide Defendants with the requested discovery or advise that there is no response to provide. If Defendants remain unsatisfied with the response, Defendants may file a motion.

In response to concerns raised by Plaintiffs, Defendants will review the deficiency letters being sent to Plaintiffs to ensure that the requests in the letters are appropriate.

IV. Converting Dismissals Without Prejudice to Dismissals with Prejudice

Defendants shall confer with Plaintiffs about converting those cases that were voluntarily dismissed by Plaintiffs without prejudice to dismissals with prejudice. If Plaintiffs do not agree to dismiss the cases with prejudice, Defendants are permitted to raise the issue at the next case management conference.

V. Case Management Conference

The next case management conference is scheduled for December 11, 2006 at 10:00 am.

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