

**IN THE COURT OF COMMON PLEAS
OF PHILADELPHIA COUNTY, PENNSYLVANIA**

**FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
TRIAL DIVISION - CIVIL**

IN RE	:	
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REGLAN®/METOCLOPRAMIDE	:	JANUARY TERM, 2010
LITIGATION	:	NO. 01997
	:	

DISCOVERY MASTER ORDER NO. 19

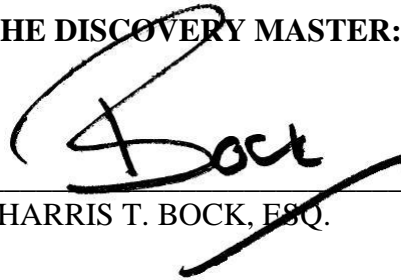
AND NOW, to wit, this 17th day of November, 2010, following a discovery conference with counsel on November 16, 2010, the Court-appointed Discovery Master, Harris T. Bock, Esquire, hereby **ORDERS** as follows:

1. **Trial Selection Protocol:** Counsel are directed to continue to meet and confer on the development of the trial selection protocol. The Discovery Master is hopeful that an agreed upon protocol can be submitted to the Court by the December 7, 2010 status conference with Judge Moss. The protocol will include, *inter alia*, the dates by which: (1) plaintiffs will select their cases; (2) defendants will deselect; (3) defendants will select their cases; and (4) plaintiffs will deselect, as well as the pool status of deselected cases. The target date for plaintiffs to select their cases is December 14, 2010. On such date, the trial selection protocol will be determined if not agreed upon earlier.
2. **Extremis Deposition Protocol:** By the close of business on Tuesday, November 23, 2010, counsel shall provide the Discovery Master with a stipulated extremism deposition protocol incorporating those changes and revisions enunciated at the November 16, 2010 conference.

3. **PEM Discovery:** The Discovery Master finds that plaintiffs are entitled to propound reasonable discovery upon the PEM defendants. Discovery shall move forward forthwith in good faith. In the event that the parties require same, upon request, the Discovery Master will promptly convene a separate conference with the PEM defendants and interested plaintiffs to resolve discovery disputes.
4. **Search Terms for Document Production:** Counsel are directed to meet and confer on this issue prior to the next discovery conference. Absent an agreement between the parties, the Discovery Master is inclined to permit plaintiffs to propound upon defendants specific interrogatories regarding search terms used in document production.
5. **Third Party Discovery Protocol:** Counsel are encouraged to meet and confer on the development of a protocol to facilitate third party discovery protocol(s), which would serve to potentially reduce the filing of approximately seventy lawsuits. Although the Court cannot impose on defendants a requirement to toll the statute of limitations, it would appear that all parties will benefit from the implementation of a protocol designed to improve the efficiency of the litigation.
6. **Agenda:** As soon as practicable, counsel shall submit to the Discovery Master the agenda for the December 14, 2010 Discovery Master Conference (which will commence at 9:30 a.m. and be held at Veritext, 1801 Market Street, Suite 1800, Philadelphia, Pennsylvania), along with any supporting materials for the Discovery Master to review prior to the conference.

7. **Further Discovery Master Conferences:** Further conferences with the Discovery Master and all counsel electing to participate will be held all day on Thursday, January 13, 2011, commencing at 9:30 a.m. and Tuesday, February 15, 2011, commencing at 9:30 a.m., the locations for which are to be determined.

BY THE DISCOVERY MASTER:



A handwritten signature in black ink, appearing to read "H. Bock", is written over a horizontal line. The signature is stylized and cursive.

HARRIS T. BOCK, ESQ.