

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

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

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

DISCOVERY MASTER ORDER NO. 43

AND NOW, to wit, this 30th day of June, 2011, following a conference with counsel on June 28, 2011, the Court-appointed Discovery Master, Harris T. Bock, Esquire, hereby

ORDERS as follows:

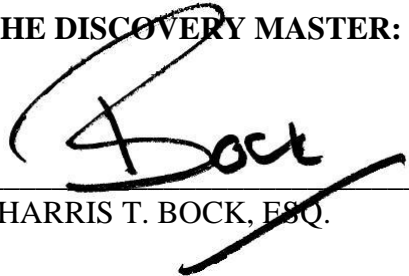
1. **Temporary Suspension of Discovery re: Generic Defendants:** Until further Order of the Discovery Master or the Court:
 - (i) all discovery obligations of Pliva, Inc. shall be temporarily suspended in accordance with the agreement of counsel of June 29, 2011;
 - (ii) all affirmative discovery obligations (including production of documents and production of corporate witnesses for deposition) of all other generic defendants are temporarily suspended; and
 - (iii) in the event that affirmative discovery obligations of generic defendants resume, any time-sensitive discovery obligation previously set by the Discovery Master shall be enlarged accordingly.

2. **All Other Discovery Obligations:** Absent an agreement of counsel, all discovery obligations of the brand defendants shall remain in effect. Moreover, any previously scheduled depositions of third-party witnesses and/or physicians

shall go forward. However, counsel are encouraged to explore the possibility of suspending brand defendant and third-party discovery on a case-by-case basis pending presentation of the issue to the Court.

3. **Plaintiffs' Position:** By the close of business on Thursday, July 14, 2011, PLC shall provide to the Discovery Master and DLC a comprehensive memorialization of the plaintiffs' position regarding the effect of *Mensing* on presently-pled causes of action, as well as any alternative causes of action that plaintiffs intend to assert against the generic defendants. Moreover, the foregoing shall include plaintiffs' proposal regarding prospective discovery obligations.
4. **Defendants' Position:** By 12:00 p.m. on Tuesday, July 19, 2011, DLC shall provide to the Discovery Master and PLC a response to plaintiffs' position.

BY THE DISCOVERY MASTER:



HARRIS T. BOCK, ESQ.