

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

IN RE: PROTON-PUMP INHIBITOR PRODUCTS LIABILITY LITIGATION	2:17-MD-2789 (CCC)(MF) (MDL 2789)
This Document Relates to: ALL ACTIONS	Judge Claire C. Cecchi

CASE MANAGEMENT ORDER NO. 43

The Court, after having held a case management conference on July 14, 2020 and having heard from the parties, enters the following ORDER:

1. The parties have reached an agreement with counsel for Lucy Business Services on the scope of Defendants' discovery requests and have notified the Court that the pending Motion to Quash Non-Party Discovery Requests [Dkt. No. 520, 534, 542, and 549] shall be withdrawn.

2. The parties have met and conferred and have notified the Court that they consent to the appointment of Ellen K. Reisman, Reisman Karron Greene LLP, 1700 K Street, Ste. 200, Washington, D.C. 20006 as Special Master for the role set forth in the parties' email to the Court on July 23, 2020, for *In re: Proton-Pump Inhibitor Products Liability Litigation*, 2:17-MD-2789, United States District Court, District of New Jersey. It is the opinion of the Court and all parties involved that Ms. Reisman possesses the requisite skills, experience, temperament, knowledge, credibility, and other attributes necessary to serve in this capacity. The Court hereby appoints Ellen K. Reisman as Special Master in this role for these proceedings.

3. The PSC and the AstraZeneca Defendants shall meet and confer to prioritize the production of sales representative and regional business manager custodial files so that they may commence on a rolling basis in late July 2020.

4. The parties shall meet and confer on the scope of the AstraZeneca Defendants'

subpoena duces tecum served in the bellwether discovery cases.

5. Counsel for the AstraZeneca Defendants and *Vivian J. Maneke*, 2:17-cv-07356, shall confer on Defendants' Motion for Summary Judgment in this bellwether case and report back to the Court.

6. The AstraZeneca Defendants shall confer with the PSC by July 24, 2020, to provide Plaintiffs with additional information in response to the PSC's Third Request for Production of Documents.

7. The PSC shall review their recent custodial file request to determine if the number of files requested can be reduced, and the parties will meet and confer on the request to exceed the soft cap of 140 custodians, pursuant to CMO No. 17, and report back to the Court.

8. The PSC shall meet and confer with AstraZeneca regarding the custodial file productions of Mr. Geller and Ms. Kaur.

9. The PSC and Defendants shall continue to meet and confer on an initial Plaintiff Profile Form and Stage 2 CMO and submit either agreed orders or address the unresolved issues at the next Status Conference.

10. The Court has scheduled a telephonic case management conference for September 10, 2020 at 2 p.m. Dial-in information shall be included in the parties' Joint Report and Agenda, which shall be submitted in advance of the conference.

SO ORDERED:

Dated: Newark, New Jersey
July 29, 2020



CLAIRE C. CECCHI
United States District Judge