

days a consent order to the Court which embodies Judge Dickson comments from the July 27, 2020 hearing.

B. Case Management

- i. Allergan has filed its Rule 12(b)(6) motions. Plaintiffs' opposition is due October 7, 2020. Reply is due November 9, 2020.
- ii. CMO #14 Status Updates:
 1. Master Complaint/Short Form Complaint CMO: Counsel has submitted a proposed CMO. Counsel will resubmit a proposed CMO which reflects the discussion on the record.
 2. Plaintiffs' steering committee shall email all plaintiffs' counsel to clearly set forth the manner and procedure for the filing of all future complaints.
 3. The parties have met and conferred and have successfully agreed on a proper parties order, which will be entered.

III. SCHEDULING

The following dates have been scheduled for 2020 case management conferences at 12:00 p.m. Liaison counsel shall appear at 11:00 a.m., unless otherwise stated:

October 19, 2020 (10:30 a.m. via Zoom)

November 2, 2020

December 14, 2020

Parties shall meet and confer regarding 2021 dates and shall coordinate with Judge Harz's chambers.

IV. COMMUNICATION WITH THE COURT AND FILINGS

No motions shall be filed without leave of Court.

Unless otherwise ordered by this Court, all substantive communications with the Court shall be in writing, with copies to opposing counsel. Nevertheless, the Court recognizes that cooperation by and among plaintiffs' counsel and by and among defendants' counsel is essential for the orderly and expeditious resolution of this litigation. The communication of information among and between plaintiffs' counsel and among and between defendants' counsel shall not be deemed a waiver of the attorney-client privilege or the protection afforded attorney's work product, and cooperative efforts contemplated above shall in no way be used against any plaintiff by any defendant or against any defendant by any plaintiff. Nothing contained in this provision shall be construed to limit the rights of any party or counsel to assert the attorney-client privilege or attorney work product doctrine.

Counsel may contact *ex parte*, for the purpose of settlement discussions only, Judge Martinotti via email at brian_martinotti@njd.uscourts.gov or Judge Dickson via email at Chambers_of_Magistrate_Judge_Joseph_Dickson@njd.uscourts.gov.

Date: September 14, 2020

/s/Brian R. Martinotti
BRIAN R. MARTINOTTI
UNITED STATES DISTRICT JUDGE