

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

IN RE: TYLENOL
(ACETAMINOPHEN) MARKETING,
SALES PRACTICES AND
PRODUCTS LIABILITY
LITIGATION

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MDL NO. 2436

2:13-md-02436

HON. LAWRENCE F. STENGEL

This Document Relates to:

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Civil Action No. 2:12-cv-07263

Rana Terry, as Personal Representative
and Administrator of the Estate of Denice
Hayes, Deceased,

Plaintiff,

vs.

McNEIL-PPC, Inc., McNeil Consumer
Healthcare, and Johnson & Johnson, Inc.,

Defendants.

CASE MANAGEMENT ORDER NO. 18
(1st Bellwether Case Scheduling Order)

THIS MATTER having come before the Court by way of a telephonic case management conference between the Court and counsel on December 23, 2014, and for good cause shown, IT IS on this 28th day of January, 2015, **ORDERED** as follows:

1. The case of Rana Terry v. McNeil-PPC, Inc., et al., Civil Action No. 2:12-cv-07263 (“the Terry case”), is selected as the first bellwether case to proceed to trial from the Tylenol liver injury cases pending in MDL No. 2436.

2. The trial of the Terry case shall commence on **Monday, June 22, 2015**, with the reporting of the venire for completion of jury questionnaires. Pre-trial proceedings in the Terry case shall be completed in accordance with the below schedule:¹

EXPERT DEADLINES

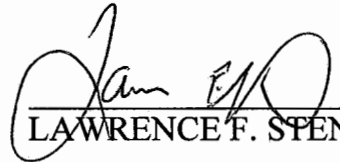
Plaintiffs' Identification of Expert Witnesses and Disclosure of Expert Reports	Monday, February 16, 2015
Defendants' Identification of Expert Witnesses and Disclosure of Expert Reports	Friday, March 27, 2015
Expert Deposition Deadline	Friday, April 24, 2015

No deposition of a Plaintiffs' Expert shall occur prior to Defendants' Experts' Disclosures with regard to the corresponding Expert of Defendants. The scope of expert depositions shall be consistent with the guidance that the Court provided to the parties as expressed during the May 20, 2014 status conference in this case. (*See, May 20, 2014 status conference transcript as pgs. 26-36*). Accordingly, the parties shall in good faith not unnecessarily seek to undertake duplicative questioning of an expert whose deposition was taken in the Lyles proceeding. Expert depositions will proceed to the extent feasible in accommodation of the schedules of the experts, with the deposition of the Plaintiffs' Expert on a particular subject or issue to occur first, followed by the

¹ This is a partial pre-trial schedule. It will be amended to include deadlines for the parties' submissions of pre-trial motions, jury instructions, deposition designations, trial witness lists, exhibit lists, and jury questionnaires. Disputes remain regarding several pre-trial matters. An amended order will be entered once those disputes have been resolved.

deposition of the corresponding Defendants' Expert. This does not change the presumptive limitation of 7 hours of deposition time of an expert.

BY THE COURT:



LAWRENCE F. STENGEL, J.