

1 **WILSON TURNER KOSMO LLP**  
Vickie E. Turner (SBN 106431)  
2 550 West C Street, Suite 1050  
San Diego, California 92101  
3 Telephone: (619) 236-9600  
Facsimile: (619) 236-9669  
4 E-mail: vturner@wilsonturnerkosmo.com

5 **WILLIAMS & CONNOLLY LLP**  
Douglas R. Marvin  
6 Eva Petko Esber  
Paul E. Boehm  
7 725 Twelfth Street, N.W.  
Washington, D.C. 2005-5901  
8 Telephone: (202) 434-5000  
Facsimile: (202) 434-5029  
9 E-mail: dmarvin@wc.com  
E-mail: eesber@wc.com  
10 E-mail: pboehm@wc.com

11 *Attorneys for Merck Sharp & Dohme Corp.*

12  
13 **UNITED STATES DISTRICT COURT**  
14 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**  
15

16 IN RE: INCRETIN-BASED  
17 THERAPIES PRODUCTS LIABILITY  
18 LITIGATION

19 *As to All Related and Member Cases*  
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Case No. 13-md-2452-AJB-MDD

**JOINT PROPOSED AGENDA  
FOR THE JANUARY 16, 2014  
STATUS CONFERENCE**

Judge: Hon. Anthony J. Battaglia  
Magistrate: Hon. Mitchell D. Dembin

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1 Pursuant to the Court's Order Following the Second Status Conference entered  
2 on November 25, 2013 (ECF No. 200), the parties have conferred and have agreed on  
3 the following agenda for the January 16, 2014 Status Conference:

4 1. Master Pleadings. The Master Complaint and Short Form Complaints  
5 were approved by the Court's order of December 2, 2013. (ECF No. 203). Pursuant  
6 to that Order, defendants filed their Master Answers on December 31, 2013. (ECF  
7 Nos. 237, 238, 240, 241). The parties are conferring regarding a Case Management  
8 Order to implement the Master Answers and address issues regarding service of  
9 Complaints, including Short Form Complaints, filed directly in the MDL. The parties  
10 anticipate being able to submit an agreed proposed order shortly.

11 2. Case Management Schedule. The parties have conferred on an overall  
12 schedule to govern this litigation and those efforts are continuing. Pursuant to this  
13 Court's Order, dated January 9, 2014 (ECF No. 255), the parties will endeavor to  
14 reach agreement on a schedule or, alternatively, apprise the Court of their respective  
15 positions by February 10, 2014.

16 3. Science Day Agenda. The parties have agreed on an agenda for Science  
17 Days, February 5-6, 2014. (See ECF No. 258). The parties further agreed that, as  
18 Science Day approaches and the parties have had the opportunity to refine their  
19 thinking about the presentations, they will try to reach agreement on the time  
20 allotments that each party would like to have for each topic so that the parties can  
21 endeavor to finish the presentations each day

22 4. Issues Before Judge Dembin. Judge Dembin has resolved all disputes that  
23 the parties submitted.

24 5. JCCP. A pancreatitis trial is set for February 18, 2014.

25 As many of the items on the agenda have either been resolved or are being  
26 continued and the parties will be convening in San Diego for Science Day in three

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1 weeks, the parties jointly request that the Court conduct this Status Conference by  
2 telephone.

3 Respectfully submitted,

4  
5 Dated: January 13, 2014

RYAN L. THOMPSON  
WATTS GUERRA LLP

6  
7  
8 By: s/ Ryan L. Thompson  
Ryan L. Thompson  
9 Plaintiffs' Counsel

10  
11 Dated: January 13, 2014

HUNTER J. SHKOLNIK  
NAPOLI BERN RIPKA SHKOLNIK

12  
13  
14 By: s/ Hunter J. Shkolnik  
Hunter J. Shkolnik  
15 Plaintiffs' Counsel

16 Dated: January 13, 2014

TOR A. HOERMAN  
JACOB W. PLATTENBERGER  
TORHOERMAN LAW LLC

17  
18  
19  
20 By: s/ Tor A. Hoerman  
Tor A. Hoerman  
21 Plaintiffs' Counsel

1 Dated: January 13, 2014

NINA M. GUSSACK  
KENNETH J. KING  
PEPPER HAMILTON LLP

2  
3  
4 By: s/ Kenneth J. King

5 Kenneth J. King  
6 Attorneys for Defendant  
7 Eli Lilly and Company, a  
8 Corporation

9 Dated: January 13, 2014

RICHARD B. GOETZ  
AMY J. LAURENDEAU  
O'MELVENY & MYERS LLP

10  
11  
12 By: s/ Amy J. Laurendeau

13 Amy J. Laurendeau  
14 Attorneys for Defendant  
15 Amylin Pharmaceuticals, LLC

16 Dated: January 13, 2014

DOUGLAS R. MARVIN  
EVA PETKO ESBER  
PAUL E. BOEHM  
WILLIAMS & CONNOLLY LLP

17  
18  
19 By: s/ Douglas R. Marvin

20 Douglas R. Marvin  
21 Attorneys for Defendant  
22 Merck Sharp & Dohme Corp.

23 Dated: January 13, 2014

VICKIE E. TURNER  
WILSON TURNER KOSMO LLP

24  
25 By: s/ Vickie E. Turner

26 Vickie E. Turner  
27 Attorneys for Defendant  
28 Merck Sharp & Dohme Corp.

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Dated: January 13, 2014

LOREN BROWN  
HEIDI LEVINE  
RAYMOND WILLIAMS  
DLA PIPER

By: s/ Heidi Levine

Heidi Levine  
Attorneys for Defendant  
Novo Nordisk Inc.

**SIGNATURE ATTESTATION**

Pursuant to Section 2.f.4 of the Court's CM/ECF Administrative Policies, I hereby certify that authorization for the filing of this document has been obtained from each of the other signatories shown above and that all signatories have authorized placement of their electronic signature on this document.

s/ Vickie E. Turner  
Vickie E. Turner

1 **WILSON TURNER KOSMO LLP**  
Vickie E. Turner  
2 550 West C Street, Suite 1050  
San Diego, CA 92101  
3 Telephone: (619) 236-9600  
Facsimile: (619) 236-9669  
4 **E-mail:** vturner@wilsonturnerkosmo.com

5 **WILLIAMS & CONNOLLY LLP**  
Douglas R. Marvin  
6 Eva Petko Esber  
Paul E. Boehm  
7 725 Twelfth Street, N.W.  
Washington, D.C. 2005-5901  
8 Telephone: (202) 434-5000  
Facsimile: (202) 434-5029  
9 **E-mail:** dmarvin@wc.com  
**E-mail:** eesber@wc.com  
10 **E-mail:** pboehm@wc.com

11 *Attorneys for Merck Sharp & Dohme Corp.*

12  
13 **UNITED STATES DISTRICT COURT**  
14 **SOUTHERN DISTRICT OF CALIFORNIA**  
15

16 IN RE INCRETIN-BASED  
17 THERAPIES PRODUCTS LIABILITY  
LITIGATION

Case No. 13-md-2452-AJB-MDD  
**CERTIFICATE OF SERVICE**

18 *As to All Related and Member Cases*  
19

20 I, the undersigned, declare as follows:

21 I am employed in the County of San Diego, State of California. I am over the  
22 age of 18 and not a party to the within action. My business address is Wilson Turner  
23 Kosmo LLP, 550 West C Street, Ste. 1050, San Diego, CA 92101. On January 13,  
24 2014, I served the document(s) listed below on the interested parties in this action as  
25 follows:

26 **JOINT PROPOSED AGENDA FOR THE JANUARY 16, 2014**  
27 **STATUS CONFERENCE**  
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I hereby certify that I have electronically filed the document(s) listed above with the Clerk of the Court using the CM/ECF system, which will automatically send an email notification to all participants in the case who are registered CM/ECF users.

**[U.S. Mail]** By placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Diego, California, addressed as set forth herein. I am familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid in the ordinary course of business.

I declare that I am employed by the office of a member of the bar of this court at whose direction the service was made. Executed on January 13, 2014 at San Diego, California.

  
\_\_\_\_\_  
SUSAN LANTER