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Attorneys for Merck Sharp & Dohme Corp.

UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

IN RE: INCRETIN-BASED
THERAPIES PRODUCTS LIABILITY
LITIGATION

As to All Related and Member Cases

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,

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5 Dated: January 13, 2014

RYAN L. THOMPSON
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8 By: s/ Ryan L. Thompson
Ryan L. Thompson
9 Plaintiffs' Counsel

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11 Dated: January 13, 2014

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Hunter J. Shkolnik
15 Plaintiffs' Counsel

16 Dated: January 13, 2014

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1 Dated: January 13, 2014

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15 Amylin Pharmaceuticals, LLC

16 Dated: January 13, 2014

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21 Attorneys for Defendant
22 Merck Sharp & Dohme Corp.

23 Dated: January 13, 2014

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

1 Dated: January 13, 2014

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HEIDI LEVINE
RAYMOND WILLIAMS
DLA PIPER

5 By: s/ Heidi Levine

Heidi Levine
Attorneys for Defendant
Novo Nordisk Inc.

11 **SIGNATURE ATTESTATION**

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

17 s/ Vickie E. Turner
18 Vickie E. Turner

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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

**IN RE INCRETIN-BASED
THERAPIES PRODUCTS LIABILITY
LITIGATION**

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

As to All Related and Member Cases

I, the undersigned, declare as follows:

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

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

1 [X] I hereby certify that I have electronically filed the document(s) listed
2 above with the Clerk of the Court using the CM/ECF system, which will
3 automatically send an email notification to all participants in the case who are
4 registered CM/ECF users.

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

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

14 
15 _____
16 SUSAN LANTER