

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE: FRESENIUS)	
GRANUFLO/NATURALYTE DIALYSATE)	
PRODUCTS LIABILITY LITIGATION,)	
)	
This Document Relates To:)	
)	MDL No. 1:13-md-02428-DPW
ALL CASES)	
)	

**JOINT MOTION TO EXTEND
DEADLINE FOR BELLWETHER PROTOCOL**

The parties to this multi-district litigation jointly request that the Court extend the deadline for the parties to submit a proposed bellwether Case Management Order presently set as January 6, 2014 pursuant to Paragraph 6 of Case Management Order No. 2 (dkt # 334), which provides: “On January 6, 2014 the Parties shall submit a proposed CMO addressing the bellwether process, which the parties agree will address case specific discovery.”

Inasmuch as generic discovery is only beginning, the parties are not yet in a position to propose a realistic schedule for case specific discovery and the selection of bellwether cases.

Accordingly, the parties jointly request that the Court extend the deadline for submission of a proposed bellwether Case Management Order indefinitely, subject to further discussion concerning the appropriate timing of the submission at the Status Conference scheduled for February 3, 2014.

Local Rule 7.1 Certification

Undersigned counsel has conferred with Counsel for all Fresenius Defendants and this Motion is filed jointly as to all parties.

Respectfully submitted,

/s/ Anthony Tarricone

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Dated: December 16, 2013

CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the foregoing document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on December 16, 2013.

/s/ Anthony Tarricone

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