

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

**IN RE: FRESENIUS  
GRANUFLO/NATURALYTE  
DIALYSATE PRODUCTS LIABILITY  
LITIGATION**

**MDL No. 1:13-md-2428-DPW**

**This Document Relates to:**

*All Cases*

**JOINT STATUS REPORT  
(Agenda for Status Conference on September 19, 2014)**

This Joint Status Report represents an agreed upon suggested agenda for the Status Conference scheduled before Judge Woodlock in this matter on September 19, 2014 at 2:30 p.m.

The parties will be prepared to address the status of the following pending matters:

1. Cases with Pending Motions
  - a. *Hood v. Fresenius Medical Care Holdings, Inc., et al.*, MDL No. 14-12384: Plaintiffs' Reply Brief in Support of their Motion to Remand and for Costs and Fees (Docket no. 718) and FMCNA's Sur Reply (Docket no. 727);
2. Update on St. Louis cases;
3. Status of bellwether case selection;

4. Plaintiffs' Motion to Compel Production of the Complete Electronic Mailbox of Dr. Raymond Hakim for Review by an Independent Forensic Expert (Docket nos. 737 & 738) and FMCNA opposition (Docket No. \_\_\_\_\_); and
5. Any other matters raised by the Court.

The following is an historical timeline of events that occurred since the status hearing held on August 8, 2014:

- The Court endorsed the Omnibus Case Management Order on August 26, 2014 (Docket Number 730).
- Plaintiffs' Motion to Amend the Master Complaint: Motion filed on August 22, 2014; FMCNA's response filed on September 4, 2014; Plaintiffs' reply filed on September 10, 2014; FMCNA's surreply due on September 22, 2014; hearing set for October 10, 2014.
- FMCNA's Motion to Dismiss Based on the Mississippi Statute of Limitations: Motion filed on August 15, 2014; Plaintiffs filed an Unopposed Motion for an Extension of Time to File an Opposition until October 3, 2014 and to file FMCNA's reply on October 17, 2014; (Docket No. 750).
- General liability discovery continues with rolling document production and other forms of discovery.

Respectfully submitted by Plaintiffs' Executive Committee

/s/ Anthony Tarricone  
Anthony Tarricone, Esquire  
KREINDLER & KREINDLER LLP  
277 Dartmouth Street  
Boston, MA 02116

Phone: 617.424.9100  
Fax 617.424.9120  
Email: [atarricone@kreindler.com](mailto:atarricone@kreindler.com)

/s/ Steve W. Berman  
Steve W. Berman, Esquire  
HAGENS BERMAN SOBOL SHAPIRO LLP  
1918 Eighth Ave.  
Suite 3300  
Seattle, WA 98101  
Tel (206) 623-7292  
Fax (206) 623-0594  
Email: [steve@hbsslaw.com](mailto:steve@hbsslaw.com)

/s/ James C. Klick  
James C. Klick, Esquire  
HERMAN, HERMAN, & KATZ LLP  
820 O'Keefe Avenue  
New Orleans, Louisiana 70113  
Phone: (504) 581-4892  
Fax: (504) 561-6024  
Email: [Jklick@hhklawfirm.com](mailto:Jklick@hhklawfirm.com)

/s/ Arnold Levin  
Arnold Levin, Esquire  
LEVIN FISHBEIN SEDRAN & BERMAN  
510 Walnut St., Suite 500  
Philadelphia, PA 19106  
Phone 215-592-1500  
Fax: 215-592-4663 (facsimile)  
Email: [ALevin@lfsblaw.com](mailto:ALevin@lfsblaw.com)

/s/ Michelle A. Parfitt  
Michelle A. Parfitt, Esquire  
ASHCRAFT & GEREL, LLP  
4900 Seminary Road, Suite 650  
Alexandria, Virginia 22311  
Phone: (703) 931-5500  
Fax: (703) 820-1656  
Email: [mparfitt@ashcraftlaw.com](mailto:mparfitt@ashcraftlaw.com)

/s/ Chris Seeger

Chris Seeger, Esquire  
SEEGER WEISS, LLP  
77 Water Street  
New York, NY 10005  
Phone: (212) 584-0700  
Fax: (212) 584-0799 (facsimile)  
Email: [CSeeger@seegerweiss.com](mailto:CSeeger@seegerweiss.com)

Respectfully submitted by FMCNA,

/s/ William H. Kettlewell

William H. Kettlewell (BBO # 270320)  
Maria R. Durant (BBO # 558906)  
Sara E. Silva (BBO #645293)  
COLLORA LLP  
100 High Street, 20<sup>th</sup> Floor  
Boston, MA 02110  
(617) 371-1000  
(617) 371-1037 (fax)  
[wkettlewell@collorallp.com](mailto:wkettlewell@collorallp.com)  
[mdurant@collorallp.com](mailto:mdurant@collorallp.com)  
[ssilva@collorallp.com](mailto:ssilva@collorallp.com)

Kevin C. Newsom  
Leigh Anne Hodge  
BRADLEY ARANT BOULT CUMMINGS LLP  
One Federal Place  
1819 Fifth Avenue North  
Birmingham, AL 35203  
(205) 521-8000  
(205) 521-8800 (fax)  
[knewsom@babc.com](mailto:knewsom@babc.com)  
[lhodge@babc.com](mailto:lhodge@babc.com)

James F. Bennett  
Megan S. Heinsz  
DOWD BENNETT LLP  
773 Forsyth Blvd., Suite 1410

St. Louis, MO 63105  
(314) 889-7300  
(314) 889-7302 (fax)  
[jbennett@dowdbennett.com](mailto:jbennett@dowdbennett.com)  
[mheinsz@dowdbennett.com](mailto:mheinsz@dowdbennett.com)

Juanita Brooks  
FISH & RICHARDSON  
12390 El Camino Real  
San Diego, CA 92130  
(858) 678-5070  
(858) 678-5099 (fax)  
[brooks@fr.com](mailto:brooks@fr.com)

Thomas Melsheimer  
FISH & RICHARDSON  
1717 Main Street, Suite 5000  
Dallas, TX 75201  
(214) 747-5070  
(214) 747-2091 (fax)  
[melsheimer@fr.com](mailto:melsheimer@fr.com)

Michael Florey  
FISH & RICHARDSON  
3200 RBC Plaza  
60 South Sixth Street  
Minneapolis, MN 55402  
(612) 335-5070  
(612) 288-9696 (fax)  
[florey@fr.com](mailto:florey@fr.com)

*Counsel for FMCNA*

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Charles Cummings  
Baker & McKenzie LLP  
452 5<sup>th</sup> Avenue  
New York, NY 10018  
(212) 891-3534

(212) 310-1634 (fax)  
charles.cummings@bakermckenzie.com

*Counsel for European Fresenius Defendants*

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