

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION**

IN RE: ABILIFY (ARIPIPRAZOLE)
PRODUCTS LIABILITY
LITIGATION

This Document Relates to All Cases

Case No. 3:16-MD-2734

Chief Judge M. Casey Rodgers
Magistrate Judge Gary Jones

**STIPULATED ORDER REGARDING SCOPE OF
FORTHCOMING DAUBERT HEARING**

The Court has stated its intention “to decide the issue of general causation by the end of the summer.” CMO No. 2, ECF No. 182, at 2.

The Court has defined the operative inquiry on general causation as “limited to the discrete issue of whether aripiprazole can cause compulsive/impulsive behavior under the applicable legal standard. This does not take into account any elements of a failure-to-warn claim or the question of what defendants knew and when.” Order Regarding Parties’ Discovery Stipulations, ECF No. 234, at 1. Except as otherwise agreed to by the parties or ordered by the Court, “all of these [other] issues, as well as anything outside of this isolated question, are to be reserved to the general liability phase of the litigation.” *Id.*

Consistent with the Court's stated objective, the parties hereby agree and stipulate as follows:

- (1) Any challenge by any party to the admissibility of expert testimony related or directed to an issue other than general causation (as defined by the Court) — including, without limitation, expert testimony related to issues of specific causation or liability — will not be waived by virtue of a party's failure to raise that issue in its general causation briefs or at the general causation hearing.

DONE AND ORDERED on this 15th day of June, 2017

M. Casey Rodgers

M. CASEY RODGERS
CHIEF UNITED STATES DISTRICT JUDGE