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May 20, 2020

The Honorable Vince Chhabria  
USDC – Northern District of California  
450 Golden Gate Avenue, Courtroom 4 – 17th Floor  
San Francisco, CA 94102

***RE: In Re: Roundup Products Liability Litigation MDL No. 2741  
Case No. 16-md-02741-VC  
Joint Discovery letter regarding Wave III***

Dear Judge Chhabria:

The parties respectfully submit this joint letter requesting the establishment of a Wave III.

**I. AGREEMENT FOR WAVE III**

The Plaintiffs' Steering Committee and Monsanto agree to establish a Wave III. Plaintiffs have chosen Hawaii as their state and Monsanto has chosen Texas, in accordance with the Court's previous direction on establishing waves in this MDL.

The following MDL cases were transferred from Federal Courts in Hawaii:

<b>Plaintiff's Name</b>	<b>Member Case Name</b>	<b>MDL Case No.</b>	<b>Transferor Court</b>
Dixon, Lawrence	Dixon	3:19-cv-05885	USDC Hawaii
Johnson, Aaron	Johnson	3:160cv-06043	USDC Hawaii
Kimura, Karl	Kimura	3:20-cv-00190	USDC Hawaii
Mayer, Richard & Rosily P.	Mayer	3:19-cv-06343	USDC Hawaii
Miller, William	Miller	3:20-cv-00192	USDC Hawaii

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<b>Plaintiff's Name</b>	<b>Member Case Name</b>	<b>MDL Case No.</b>	<b>Transferor Court</b>
Okamoto Edward & Joanne	Okamoto	3:19-cv-6397	USDC Hawaii
Pizl, Michael	Pizl	3:20-cv-00191	USDC Hawaii
Pullen, Howard & Elizabeth	Pullen	3:19-cv-07462	USDC Hawaii
Sheppard, Christine	Sheppard	3:16-cv-05650	USDC Hawaii
Yamauchi, James	Yamauchi	Not yet assigned	USDC Hawaii

The following MDL cases were transferred from Federal Courts in Texas:

<b>Plaintiff's Name</b>	<b>Member Case Name</b>	<b>MDL Case No.</b>	<b>Transferor Court</b>
Alexander, M. Franklin	Alexander	3:19-cv-05599	USDC Northern District TX
Bayless, Nathan	Bayless	3:19-cv-01364	USDC Northern District TX
Blair, Joseph & Tiara Smith	Blair	3:19-cv-07984	USDC Eastern District TX
Blakeney Christie	Blakeney	3:19-cv-07929	USDC Eastern District TX
Campbell, Linda	Campbell	3:19-cv--1377	USDC Northern District TX
Clark, Gerald	Clark	3:20-cv-00494	USDC Northern District TX
DesRosiers, Beverly	DeRosiers	3:20-cv-00310	USDC Eastern District TX
Favors, Carol	Favors	3:20-cv-02294	USDC Eastern District TX
Garces, Carolina	Garces	3:19-cv-05523	USDC Northern District TX
Howard, Christopher	Howard	3:20-cv-02806	USDC Southern District TX
Johnson, Roger	Johnson	3:19-cv-06725	USDC Eastern District TX
Lopacinski, Marek	Lopacinski	3:19-cv-02108	USDC Western District TX
Lowery, Michael	Lowery	3:19-cv-07375	USDC Western District TX
Matlock, Martha	Matlock	3:19-cv-00902	USDC Northern District TX
Montemayor, Margaret	Montemayor	3:19-cv-02220	USDC Western District TX
Muzquiz, Homero	Muzquiz	3:19-cv-00903	USDC Southern District TX
Payne, Robert	Payne	3:19-cv-03567	USDC Northern District TX
Pendergrass, Tommy	Pendergrass	3:19-cv-01363	USDC Northern District TX
Peters, Larry & Linda	Peters	3:20-cv-00842	USDC Northern District TX
Ronay, Emma	Ronay	3:19-cv-07930	USDC Eastern District TX
Stratton, Gary	Stratton	3:20-cv-00120	USDC Northern District TX
Sullivan, Susan	Sullivan	3:20-cv-01593	USDC Southern District TX – Houston Division
Vlasatik, Michael	Vlasatik	3:19-cv-07374	USDC Southern District TX
Adelson, Sally	Adelson	3:19-cv-00122	USDC Western District TX
Doty, Carolyn	Doty	3:17-cv-04353	USDC Northern District TX
Freel, Joni	Freel	3:18-cv-06806	USDC Northern District TX
Godsey, Patricia	Godsey	3:19-cv-00923	USDC Southern District TX
O'Bryant, Gary	O'Bryant	3:18-cv-04970	USDC Southern District TX
Denkins, La Yuanda	Denkins	3:20-cv-03301	USDC Southern District TX
Jones, John & Edna	Jones	3:20-cv-03112	USDC Southern District TX
Koen, Bradley	Koen	3:20-cv-03074	USDC Western District TX

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## II. PROPOSED DEADLINES FOR WAVE III CASES

The Parties agree to the following deadlines for Wave III cases:

Event	Date
Plaintiff Fact Sheets (including all relevant authorizations) due for any plaintiffs who have not yet provided them.	30 days from entry of this order
Each plaintiff will provide any medical records in his/her possession and/or his/her counsel's possession to defense counsel.	30 days from entry of this order
Deficiency letter(s) sent	4 business days from receipt of PFS
Deadline to cure Plaintiff Fact Sheet deficiencies. The parties may file a consolidated letter brief regarding any disputes about whether a deficiency	7 days from receipt of deficiency letter
Close of fact discovery.	4/2/21
Plaintiffs' expert reports due.	4/23/21
The parties should file a letter brief identifying any disputes over the applicable state law for the wave 3 cases. For cases where that is undisputed, the parties should file a stipulation identifying the	4/30/21
Monsanto's expert reports due.	5/14/21
Close of expert discovery.	6/11/21
Monsanto's <i>Daubert</i> and summary judgment briefs	6/30/21
Plaintiffs' opposition and cross-motions re: <i>Daubert</i> and summary judgment due.	7/21/21
Monsanto's oppositions and replies re: <i>Daubert</i> and summary judgment due.	8/3/21
Plaintiffs' replies re: <i>Daubert</i> and summary	8/17/21
<i>Daubert</i> hearing (if necessary).	9/17/21

The Parties request that the Court enter the attached Order.

Respectfully submitted,

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*Co-Counsel for Defendant*  
*Monsanto Company*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

IN RE: ROUNDUP PRODUCTS LIABILITY  
LITIGATION

MDL No. 2741

Case No. 16-md-02741-VC

This document relates to:

All Actions

**PROPOSED ORDER GRANTING  
JOINT REQUEST FOR  
ESTABLISHMENT OF WAVE III  
WITH DEADLINES**

THIS MATTER came before the Court on the Parties' Joint Request to establish Wave III cases with corresponding deadlines in accordance with this Court's prior practice. Having reviewed the request and finding good cause shown, the Court GRANTS the Parties' Joint Request to Establish a Wave III with Deadlines. Plaintiffs have chosen Hawaii as their state and Monsanto has chosen Texas as detailed below.

Cases transferred to the MDL from Hawaii District Courts:

<b>Plaintiff's Name</b>	<b>Member Case Name</b>	<b>MDL Case No.</b>	<b>Transferor Court</b>
Dixon, Lawrence	Dixon	3:19-cv-05885	USDC Hawaii
Johnson, Aaron	Johnson	3:16cv-06043	USDC Hawaii
Kimura, Karl	Kimura	3:20-cv-00190	USDC Hawaii
Mayer, Richard & Rosily P.	Mayer	3:19-cv-06343	USDC Hawaii
Miller, William	Miller	3:20-cv-00192	USDC Hawaii
Okamoto Edward & Joanne	Okamoto	3:19-cv-6397	USDC Hawaii
Pizl, Michael	Pizl	3:20-cv-00191	USDC Hawaii
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Sheppard, Christine	Sheppard	3:16-cv-05650	USDC Hawaii
Yamauchi, James	Yamauchi	Not yet assigned	USDC Hawaii

Cases transferred to the MDL from Texas District Courts:

<b>Plaintiff's Name</b>	<b>Member Case Name</b>	<b>MDL Case No.</b>	<b>Transferor Court</b>
Alexander, M. Franklin	Alexander	3:19-cv-05599	USDC Northern District TX

<b>Plaintiff's Name</b>	<b>Member Case Name</b>	<b>MDL Case No.</b>	<b>Transferor Court</b>
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Blair, Joseph & Tiara Smith	Blair	3:19-cv-07984	USDC Eastern District TX
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Sullivan, Susan	Sullivan	3:20-cv-01593	USDC Southern District TX – Houston Division

<b>Plaintiff's Name</b>	<b>Member Case Name</b>	<b>MDL Case No.</b>	<b>Transferor Court</b>
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Doty, Carolyn	Doty	3:17-cv-04353	USDC Northern District TX
Freel, Joni	Freel	3:18-cv-06806	USDC Northern District TX
Godsey, Patricia	Godsey	3:19-cv-00923	USDC Southern District TX
O'Bryant, Gary	O'Bryant	3:18-cv-04970	USDC Southern District TX
Denkins, La Yuanda	Denkins	3:20-cv-03301	USDC Southern District TX
Jones, John & Edna	Jones	3:20-cv-03112	USDC Southern District TX
Koen, Bradley	Koen	3:20-cv-03074	USDC Western District TX

Wave III Court Ordered Deadlines:

<b>Event</b>	<b>Date</b>
Plaintiff Fact Sheets (including all relevant authorizations) due for any plaintiffs who have not yet provided them.	30 days from entry of this order
Each plaintiff will provide any medical records in his/her possession and/or his/her counsel's possession to defense counsel.	30 days from entry of this order
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Plaintiffs' replies re: <i>Daubert</i> and summary	8/17/21
<i>Daubert</i> hearing (if necessary).	9/17/21

**IT IS SO ORDERED.**

Dated \_\_\_\_\_, 2020.

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Vince Chhabria  
United States District Judge