

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: DAVOL, INC./C.R. BARD, INC.,  
POLYPROPYLENE HERNIA MESH  
PRODUCTS LIABILITY LITIGATION

Case No.: 2:18-md-2846

This document relates to:

JUDGE EDMUND A. SARGUS, JR.  
Magistrate Judge Kimberly A. Jolson

*Aaron Stinson v. C.R. Bard, et al.*  
Case No. 2:18-cv-01022

**STIPULATION CONCERNING SCHEDULING OF  
CERTAIN CASE-SPECIFIC DEVELOPMENTS**

Plaintiff and Defendants C. R. Bard, Inc. and Davol Inc. (collectively “Bard”), by and through their respective counsel, hereby stipulate and agree to the below schedule related to certain case-specific developments in the *Stinson* trial. Subject to later developments, the parties believe the below schedule allows for items to be completed sufficiently in advance of, and without a need for movement in, the start date of the *Stinson* trial, which is set for October 16, 2023:

- 1.) Efforts will be made to obtain records for Mr. Stinson’s July 7, 2023, post-operative visit, along with any other post-operative reports, immediately following the July 7 visit.
- 2.) Supplemental fact depositions and depositions of the new treating healthcare providers shall be completed by August 14, 2023, absent unforeseen circumstances.
- 3.) Plaintiff’s supplemental expert report(s) will be served on or before August 28, 2023. Plaintiff will provide two deposition dates for any supplementing expert contemporaneous with service of the expert report(s).
- 4.) Defendants’ supplemental expert report(s) will be served on or before September 13, 2023. Defendants will provide two deposition dates for any supplementing contemporaneous with service of the expert report(s).
- 5.) All supplemental expert depositions will be completed by September 27, 2023. The parties will confer in good faith on the needed time for these depositions but, for any

expert already deposed in this case, no supplemental deposition will exceed four hours unless good cause is shown.

- 6.) On a rolling basis, supplemental *Daubert* and other motions addressing expert issues will be filed within 7 days of receiving an expedited transcript of the supplemental deposition and will only raise subjects that are new based on the supplemental report and deposition. Responses will be due within 10 days of the Motion and Replies will be due within 5 days of the Response.
- 7.) Any motions in limine based on new facts/issues occasioned by new medical care and new discovery will be filed by August 25, 2023. Responses will be due within 10 days of the Motion. Consistent with the Scheduling Order (CMO 37-D), no replies are allowed without leave of Court.
- 8.) Additional deposition designations will be exchanged consistent with the provisions of the Scheduling Order (CMO 37-D).

Date: July 14, 2023

Respectfully submitted,

/s/Kelsey L. Stokes

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**CERTIFICATE OF SERVICE**

I hereby certify that on July 14, 2023, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system, which will send a notice of this electronic filing to all counsel of record.

/s/ Eric L. Alexander  
Eric L. Alexander