

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

**IN RE: ABBOTT LABORATORIES, ET  
AL., PRETERM INFANT NUTRITION  
PRODUCTS LIABILITY LITIGATION**

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**MDL NO. 3026**

**Master Docket No. 1:22-cv-00071**

**This Document Relates to:**

**Hon. Rebecca R. Pallmeyer**

**ALL ACTIONS**

**STIPULATION AND PROPOSED REVISED SCHEDULE**

WHEREFORE Plaintiffs contend that additional time beyond April 15, 2024 is necessary to complete the pending general fact discovery, as well as the remaining case-specific bellwether fact discovery;

WHEREFORE Defendants disagree and contend that all fact discovery—both general and case-specific bellwether—could be completed by April 15, 2024;

WHEREFORE the Parties are prepared to resolve their disagreement by stipulating to the revised case deadlines set forth below;

WHEREFORE the parties agree that the extension of fact discovery is to complete the pending general fact discovery, as well as the remaining case-specific bellwether fact discovery, and is not an extension to serve additional general discovery;

WHEREFORE the Parties agree to use best efforts to meet the revised case deadlines set forth below and will not seek further extensions absent good cause; and

WHEREFORE any party receiving a request for the deposition of a witness under the party's control will, absent an objection to requested testimony, use best efforts to provide within

seven business days two dates for the deposition to occur; and the requesting party will use best efforts to accept one of the offered dates;

The Parties respectfully submit the following Proposed Revised Schedule for the Court’s consideration. The Parties will be available, as needed, to discuss any questions the Court may have. Nothing herein shall preclude a Party from seeking additional time related to any particular deadline set forth below upon a showing of good cause.

<b>Deadline</b>	<b>Agreed Dates</b>
Close of Fact Discovery	6/28/24
Parties to submit Position Papers regarding the representativeness of the trial selections	7/19/24
Plaintiffs to submit Expert Reports (Note: This applies to both general and case-specific expert discovery in trial selections.)	8/19/24
Defendants to submit Expert Reports (Note: This applies to both general and case-specific expert discovery in trial selections.)	9/20/24
Submission of any Rebuttal Expert Reports	10/11/24
Depositions of Experts	10/11/24 – 12/13/24
Parties to submit Summary Judgment and/or <i>Daubert</i> Motions	1/10/25
Parties to submit Responses to Summary Judgment and/or <i>Daubert</i> Motions	2/14/25
Parties to submit Replies in support of Summary Judgment and/or <i>Daubert</i> Motions	2/28/25
Hearing(s) on Summary Judgment and/or <i>Daubert</i> Motions	3/10/25 – 3/14/25
Court-Ordered Mediation in trial selections (Note: Parties to meet in-person or remotely)	Quarterly, starting in Q1 2024
Final Pretrial Conference	3/24/25

Dated: February 15, 2024

Respectfully Submitted,

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**NOTICE OF FILING**

PLEASE TAKE NOTICE that on **February 15, 2024**, Defendants Abbott Laboratories and Abbott Laboratories, Inc. filed the attached STIPULATION AND PROPOSED REVISED SCHEDULE with the United States District Court Northern District of Illinois.

DATED: February 15, 2024

Respectfully submitted,

/s/ Ed Carter

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**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing STIPULATION AND PROPOSED REVISED SCHEDULE was electronically filed with the Clerk of Court using CM/ECF this 15th day of February 2024. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notice of Electronic Filing generated by CM/ECF.

*/s/ Ed Carter*