

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

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|------------------------------------|---|---------------------------|
| IN RE SUBOXONE |) | Case No. 1:24-md-3092 |
| (BUPRENORPHINE/NALOXONE) |) | |
| FILM PRODUCTS LIABILITY |) | MDL No. 3092 |
| LITIGATION |) | |
| |) | Judge J. Philip Calabrese |
| This Document Applies to All Cases |) | |
| |) | |

MINUTES AND ORDER

On May 15, 2025, the Court held a status conference in person.

The following attended on behalf of Plaintiffs: Ashlie Case Sletvold, Erin Copeland, and Alyson Steele Beridon.

The following attended on behalf of Defendants Indivior, Inc., Indivior Solutions, Inc., and Aquestive Therapeutics, Inc.: Randall Christian, Mary Pawelek, Patrick DeLaune, Jason Lundry, and Denise Dickerson.

The following attended remotely: Elizabeth Carroll, Roy BenDavid, Alyssa Reinhardt, Sarah Frank, Glenn Kohles Jr., Asim Badaruzzaman, Luis Escobar, Lisa Gorshe, Gabriela Lopez, Jessica Wieczorkiewicz, Robin Matney, Bradley East, Deborah Schmitt, Stan Gipe, Kathryn Avila, Ashley Windsor, Shannon McFarland, Meghan P. Connolly, George Senteno, Clint James Casperson, Michelle Rodriguez, Laura Smith, Sara J. Watkins, Jemma C. Cota, Madeline Wise, Davis Cooper, Joyce Chambers Reichard, Matt Dolman, Alexandria Messner, Carolyn Riley, Kristine Kraft, Stephanie Bovee, Paola Mendoza, Whitney Mennes, Michele Rossi, Dawn

Campbell, Edwin Guyandi, James Seigel, Gerardo Guerra, Linsey Berg, Victor Alves, Reza Keshavarz, and David Chasen.

On the record, the Court and counsel addressed the items on the agenda (ECF No. 222) as follows:

1. Discovery

1.a. Schedule A and Census Forms

The PLC provided an update regarding Schedule A and the census process, as outlined in its report (ECF No. 223). Currently, the number of claimants listed on Schedule A stands at 8,470. A total of 259 census forms have been served, and there are 2,828 census forms in process in the Crosslink system. The PLC expressed concerns regarding the efficient processing of deficiency notices addressing errors that are not critical or time sensitive. Defendants agreed to confer with the PLC about differentiation between ministerial and material deficiencies and to a moratorium on deficiency notices in the interim.

1.b. Discovery from Defendants

Defendants reported that they have finished producing testimony from prior antitrust and patent litigation, were on track to complete production from Plaintiffs' presently identified custodians by July 1, 2025, and aimed to schedule Rule 30(b)(6) depositions for mid- to late June.

1.c. Potential Discovery Disputes

The parties identified various potential discovery issues—such as initial waves of custodial production, topics for Rule 30(b)(6) depositions, and challenges to privilege or confidentiality—none of which are ripe at this time. To address these

potential issues, the Court ordered the parties to continue discussions and submit competing proposals regarding any remaining disputes by May 27, 2025. The Court will resolve any such disputes at a conference by Zoom on May 30, 2025 at 10:00 am eastern time.

Additionally, the Court and counsel discussed ongoing noncompliance with certain records requests. Although many records providers have complied with Case Management Order No. 13, there are still necessary records outstanding from noncompliant providers. Accordingly, by separate entry, the Court will schedule a show-cause hearing on June 13, 2025 at 10:00 am eastern, in Courtroom 16B, 801 West Superior Avenue, Cleveland, Ohio.

2. Bellwether Process

The PLC reported that 65 plaintiffs in the Records Collection Pool have submitted census forms. Three plaintiffs have chosen to submit only record collection authorizations. As a standing item in its pre-conference report, the PLC suggested that it would be helpful for Defendants to submit the raw number of authorizations they have received. Defendants agreed to do so.

The Court stated that it has received and is reviewing the parties' proposed Replacement Selection Order and Amended Case Management No. 15. If any issues arise as it completes its review, it will raise them on May 30, 2025.

3. PLC Reappointment

Additionally, the Court noted that the July 1, 2025 reappointment deadline in Case Management No. 2 and directed the PLC to undertake a reappointment process for leadership in the MDL and in the Leadership Development Committee.

4. Future Conferences

Based on discussion with counsel, the Court set the following dates for future status conferences:

- June 17, 2025
- July 14, 2025 by Zoom
- September 9, 2025
- October 15, 2025
- November 20, 2025
- December 17, 2025

NEXT STATUS CONFERENCE

The Court sets a status conference for June 17, 2025 in Chambers 16B, Carl B. Stokes U.S. Courthouse, 801 West Superior Avenue, Cleveland, Ohio. Those who wish to listen by phone shall notify the Court's MDL Clerk, Andrew Rivera (Andrew.Rivera@ohnd.uscourts.gov) by June 13, 2025.

On the morning of the hearing, counsel shall conference in chambers in person on outstanding discovery and case management issues beginning at 9:00 am and advise the Court of any disputes or issues on which guidance is necessary. The formal hearing will begin when counsel conclude these discussions.

Counsel shall confer on the agenda in advance and submit the agenda no later than 12:00 p.m. on June 13, 2025.

SO ORDERED.

Dated: May 19, 2025

A handwritten signature in black ink, appearing to read 'J. Calabrese', with a long horizontal flourish extending to the right.

J. Philip Calabrese
United States District Judge
Northern District of Ohio