

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: LATEX GLOVES : MDL NO. 1148  
PRODUCT LIABILITY :  
LITIGATION :  
 :  
 :  
 : ALL CASES

**CASE MANAGEMENT ORDER No. 22**

AND NOW, this 18th day of December, 1997, upon Rule 16 Case Management Conference, the following is ordered:

1. **"Bright-line test" procedures** – The parties are granted an extension until January 12, 1998 to complete implementation of the "bright-line test" procedures under CMO No. 17 for actions that became part of MDL No. 1148 prior to June 2, 1997.

2. **Oral argument on Jackson (No. 96-CV-7689) motion to transfer** – Oral argument is scheduled for January 5, 1998 at 11:30 a.m. in Courtroom 12A. See SOP on Oral Argument (joint submission by January 2, 1998).

3. **Plaintiffs' document depository** – By January 7, 1998 Plaintiffs' Steering Committee shall formulate proposed confidentiality guidelines for the operation of plaintiffs'

document depository. Following the parties' agreement and court approval, the parties shall submit a joint proposed case management order to govern the operation of the depository. The parties will take into consideration the utility, cost, deterrence value, and effect on work product of the proposed guidelines.

4. **Defendants' objections to plaintiffs' merits discovery requests** – By December 23, 1997, the parties will advise in regard to the resolution of defendants' objections.

5. **Resolution of disputes arising in depositions** – By December 19, 1997 the parties shall submit a joint proposed case management order on a procedure for resolution of disputes arising during depositions.

6. **Gonnelly (No. 97-CV-2294) motion to dismiss** – By January 7, 1998 the parties shall advise regarding a plan of consolidated discovery for this motion, similar motions in other MDL No. 1148 cases, and cases in state courts.

7. **Supplemental questionnaire** – By December 23, 1997 the parties shall submit a proposed supplemental questionnaire to be provided to certain plaintiffs.

8. **Motions to quash** – By December 23, 1997 the parties shall submit a proposed case management order setting forth a procedure for the prompt resolution of motions to quash, categorizing the types of motions to quash that are likely to arise, and taking into consideration whether the movant is a party or a non-party.

9. **Childress (No. 97-CV-2926) motion to file third amended complaint** – By December 23, 1997 the parties shall present their positions on (1) remand of the action for lack of subject matter jurisdiction, and (2) vacating the order allowing plaintiffs to file a second amended complaint.

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Edmund V. Ludwig, J.