

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

IN RE: AVANDIA MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY LITIGATION	:	MDL No. 1871 07-md-01871
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	:	
	:	
THIS DOCUMENT APPLIES TO:	:	
	:	
<i>Stinson v. GSK</i>	:	08-1625
	:	
<i>Sanchez v. GSK</i>	:	09-2122
	:	
<i>Aperges v. GSK</i>	:	10-2025
	:	
<i>Rowley v. GSK</i>	:	10-5934
	:	
<i>White v. GSK</i>	:	11-1998
	:	

PRETRIAL ORDER NO. 158

AND NOW, this 4th day of April 2012, the Court sets forth the following trial schedule for the five above-captioned cases:

1. Plaintiffs' case-specific Rule 26 expert reports are due by **April 30, 2012**.¹

Defendant's rebuttal reports are due by **May 31, 2012**.

2. Motions for summary judgment and Daubert motions are due by **June 29, 2012**.

Reponses are due by **July 20, 2012**, and replies are due by **August 3, 2012**.

3. Any motions *in limine* shall be filed by **September 21, 2012**, with responses due on **October 5, 2012**.

4. Requests for oral argument will be granted as the Court deems necessary.

¹ This deadline is consistent with the schedule set forth in PTO 155.

5. Final pretrial memoranda shall be filed pursuant to Local Rule of Civil Procedure 16.1(c) and shall contain all items listed in that rule, including the following: a jurisdictional statement; statement (or, in Defendant's memorandum, counterstatement) of the facts of the case; damages computation, or description of other relief sought; list of intended witnesses, designated separately for liability and damages; schedule of exhibits to be offered at trial; estimate of required trial time; and special comments regarding legal issues, stipulations, amendments of pleadings or other appropriate matters. Plaintiff shall file a pretrial memorandum by **October 22, 2012**. Defendant shall file a pretrial memorandum by **October 29, 2012**.

In addition to the above, if applicable, each party is required to submit the following in conjunction with the pretrial memoranda: proposed voir dire questions, proposed jury instructions (one point per page), proposed jury interrogatories, a trial memorandum on the legal issues involved in the case. The failure to submit proposed jury instructions may result in the forfeiture of your right to object to omissions in jury charge. Counsel should also provide the Court with electronic copies of the proposed jury instructions and jury interrogatories, preferably in a format readable by WordPerfect.

A final pretrial conference will be held on the record on **November 5, 2012 at 10:00 a.m.** At least one of the attorneys for each party must have the authority to enter into stipulations and to make admissions regarding all matters.

In preparation for the final pretrial conference, counsel are expected to communicate with each other on the following matters in an effort to reach agreement or, if agreement is not possible, to submit, the precise points in dispute, in writing, in a joint statement on the following: (a) agreed upon and disputed facts; (b) objections to any proposed witnesses; (c) objections to any proposed exhibits (including objections to genuineness and authenticity); (d) objections to

any depositions to be read at trial; (e) disputed legal issues; (f) amendments to pleadings; (g) stipulated to and disputed points for charge; (h) verdict sheet and special interrogatories; and (i) number of days required for trial.

All listed cases shall be ready for trial on **November 12, 2012**, in Courtroom 12A, United States Courthouse, 601 Market Street, Philadelphia PA. The cases listed in the pool will be called by the Court *seriatum* until all cases are resolved.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.