

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-CMR  
: HON. CYNTHIA M. RUFÉ  
:  
:  
:

THIS DOCUMENT RELATES TO ALL  
ACTIONS

PRETRIAL ORDER NO. 82

AND NOW, this 2<sup>nd</sup> day of December, 2009, pursuant to the  
joint submission of the parties, and after due consideration by this Court, it is hereby

**ORDERED** as follows:

**SCHEDULING DEADLINES FOR INITIAL TRIAL POOL CASES**

The deadlines proposed by the parties in their Joint Report No. 7 (Doc. No. 520), and set forth below, shall apply to the following two cases selected for trial by the parties: Burford v. SmithKline Beecham Corporation, d/b/a GlaxoSmithKline ("GSK"), 2:07-CV-05360-CMR, and Arroyo v. GSK, 2:08-CV-00905-CMR.

Case-Specific Discovery Completed:	December 23, 2009
Plaintiffs' Expert Reports Due:	January 8, 2010
Defendant's Expert Reports Due:	March 2, 2010
Expert Depositions Completed:	April 15, 2010
<i>Daubert</i> Motions Due:	April 15, 2010
Summary Judgment Motions Due:	April 15, 2010

The deadlines for the remaining cases in the Initial Trial Pool will be as follows:

A. Miller v. GSK, 2:08-CV-00912-CMR, and Arezzi v. GSK, 2:08-CV-00893-CMR.

1. Case-Specific Discovery: All case-specific discovery relating to the individual claims of the above-named plaintiffs shall be completed on or before January 25, 2010.

2. Expert Reports and Discovery:

(a) Plaintiffs' expert reports will be due no later than February 25, 2010.

(b) Defendant's expert reports will be due no later than April 16, 2010.

(c) All expert depositions shall be completed no later than June 16, 2010.

(d) It is further anticipated that *Daubert* motions shall be due no later than June 16, 2010.

3. Summary Judgment Motions: It is anticipated that summary judgment motions will be due no later than June 30, 2010.

B. Maneri v. GSK, 2:08-CV-00919-CMR, and Gillespie v. GSK, 2:08-CV-00891-CMR.

1. Case-Specific Discovery: All case-specific discovery relating to the individual claims of the above-named plaintiffs shall be completed on or before March 25, 2010.

2. Expert Reports and Discovery:

(a) Plaintiffs' expert reports will be due no later than April 26, 2010.

(b) Defendant's expert reports will be due no later than June 15, 2010.

(c) All expert depositions shall be completed no later than August 16, 2010.

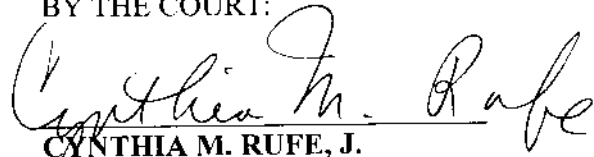
(d) It is further anticipated that *Daubert* motions shall be due no later than August 16, 2010.

3. Summary Judgment Motions: It is anticipated that summary judgment motions will be due no later than August 30, 2010.

For those cases not discussed herein, the parties are relieved from the deadlines set forth in Pretrial Order No. 23. A further Order will follow when appropriate to set applicable deadlines.

It is so **ORDERED**.

BY THE COURT:

  
CYNTHIA M. RUFÉ, J.