

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

IN RE SERZONE PRODUCTS
LIABILITY LITIGATION

: MDL No. 1477
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THIS DOCUMENT RELATES TO ALL CASES

ENTERED

SEP 29 2003

TERESA L. DEPPNER, CLERK
U.S. District & Bankruptcy Courts
Southern District of West Virginia

PRETRIAL ORDER NO. 10

Extension of Class Certification Deadlines

For reasons appearing to Court, the following dates are set as class certification deadlines herein and those dates previously established in earlier pretrial orders in this matter are hereby vacated.

1. **Depositions of Putative Class Representatives.** Depositions of all class representatives shall be completed by March 5, 2004.

2. **Disclosure/Discovery of Plaintiffs' Experts.** Plaintiffs shall furnish to Defendants the identity and reports of all experts, if any, to be used in support of any Motion to Certify Class Action in accordance with Fed. R.Civ.P. 26 (a)(2)(B) along with the dates each such expert is available for deposition by March 5, 2004. Defendant shall complete the depositions of Plaintiffs' experts by April 16, 2004.

3. **Disclosure/Discovery of Defendant's Experts.** Defendant shall furnish to Plaintiffs the identity and reports of all experts, if any, to be used in conjunction with class

certification issues in accordance with Fed. R.Civ.P. 26(a)(2)(B) along with the dates each such expert is available for deposition by April 30, 2004. Plaintiffs shall complete the depositions of Defendant's experts by June 15, 2004.

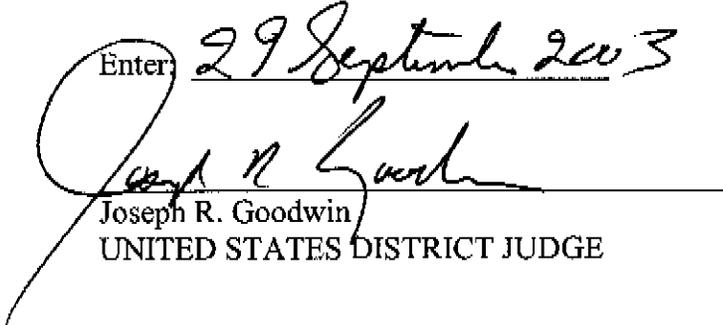
4. **Class Certification Motions.** Plaintiffs' Lead Counsel shall file any Motion to Certify Class Action together with supporting Memoranda, exhibits and affidavits by June 30, 2004. Defendant shall file any Memorandum in Opposition to Plaintiffs' Motion for Class Certification, together with exhibits, affidavits and depositions by August 16, 2004. Plaintiffs' Lead Counsel shall file any Memorandum in Reply to Defendants' Opposition to Class Certification by August 30, 2004. The page limits set in Pretrial Order No. 6 remain unchanged.

5. **Hearing.** The hearing on any Motion to Certify Class Action shall be on September 21, 2004 at 10:00 a.m.

6. Furthermore, the Court hereby CANCELS the previously scheduled status conferences on October 22, 2003 and November 19, 2003. Unless otherwise ordered by the Court, regular status conferences scheduled on December 17, 2003 and thereafter shall resume as previously set by the Court.

Enter

29 September 2003


Joseph R. Goodwin

UNITED STATES DISTRICT JUDGE