

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF LOUISIANA

In Re: FRANCK'S LAB, INC.,
PRODUCTS LIABILITY
LITIGATION

MDL NO. 2454

SECTION "N" (4)

THIS DOCUMENT RELATES TO
ALL CASES

PRETRIAL ORDER NO. 3

Having reviewed the parties' applications and recommendations for liaison counsel and the Plaintiffs' Steering Committee (PSC), the Court makes the following appointments.

1. Plaintiffs' Liaison Counsel:

As directed in Pretrial Order No. 1 (Rec. Doc. 2), counsel for plaintiffs have conferred regarding the appointment of plaintiffs' liaison counsel and have recommended that Scott Silbert be appointed to the position. Having carefully considered the matter, the Court accepts the recommendation and hereby appoints Scott Silbert as Plaintiffs' Liaison Counsel. He shall have the responsibilities and authority set forth in Pretrial Order No. 1 (Rec. Doc. 2) at page 8.

2. Defendants' Liaison Counsel:

As directed in Pretrial Order No. 1 (Rec. Doc. 2), counsel for defendants have conferred regarding the appointment of defendants' liaison counsel and have recommended that Craig Watson be appointed to the position. Having carefully considered the matter, the Court accepts the recommendation and hereby appoints Craig Watson as Defendants' Liaison Counsel. He shall have the responsibilities and authority set forth in Pretrial Order No. 1 (Rec. Doc. 2) at page 8.

3. Plaintiffs' Steering Committee:

Applications for PSC positions have been filed in accordance with the procedures set forth in Pretrial Order No. 1 (Rec. Doc. 2). The Court, having reviewed the applications and carefully considered the matter, hereby appoints the following members to the PSC:

- **Scott E. Silbert**
- **Anthony De Los Reyes**
- **Gregory L. Bentley**
- **Michael J. Ecuyer**
- **W. Michael Hingle**
- **Peter Durney**
- **Daniel M. Hodes**
- **M. Palmer Lambert**

Appointment to the PSC is of a personal nature. Accordingly, the above appointees cannot be substituted by other attorneys, including members of the appointee's law firm, to perform the PSC's exclusive functions, such as committee meetings and court appearances, except with prior approval of the Court.

The PSC shall have the responsibilities set forth in Pretrial Order No. 1 (Rec. Doc. 2) at pages 9 through 12.

4. All Appointments Herein Shall Be for a Term of One Year:

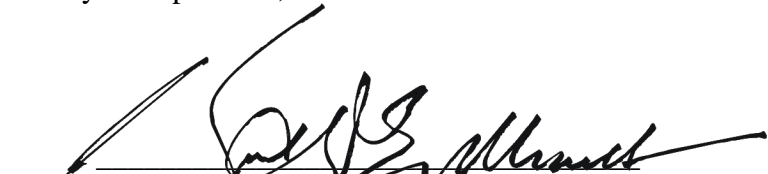
All appointments to the PSC and to the positions of Plaintiffs' Liaison Counsel and Defendants' Liaison Counsel shall be for a term of one year from the date of this Order.

Appointees may apply to be reappointed when their term expires. If they reapply, their application should contain references to the nature and scope of their work on the PSC, including the time and resources expended during the prior term.

5. Defendants' Committee:

At this time, the Court does not find that this litigation requires appointment of a defendants' steering committee. However, unless otherwise ordered by the Court, in addition to Defendants' Liaison Counsel, a designated lead attorney for each insurer defendant shall attend any meeting of committee members scheduled by the Court.

New Orleans, Louisiana, this 20th day of September, 2013.


KURT D. ENGELHART
UNITED STATES DISTRICT JUDGE