

MINUTE ENTRY
FALLON, J.
March 18, 2002

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

IN RE: PROPULSID : **MDL NO. 1355**
PRODUCTS LIABILITY LITIGATION : **SECTION "L"**
: **JUDGE FALLON**
..... :

THIS DOCUMENT RELATES TO ALL CASES

A status conference was held this date at 3:30 p.m. in the chambers of Judge Eldon E. Fallon. In attendance were Russ Herman, Leonard Davis, and David Buchanan (by telephone) for the plaintiffs, and Jim Irwin, Monique Garsaud, Thomas Campion (by telephone), and Susan Sharko (by telephone) for the defendants. Also in attendance were Fred Hinrichs and Page Taylor (by telephone) for the Food and Drug Administration ("FDA"), and Michael Zellers (by telephone) and Mollie Benedict (by telephone) for BevGlen.

At the status conference the parties reported to the Court on the following discovery issues: (1) production by defendants of electronic discovery (namely production of defendants' email records), listing of all clinical studies, and names of study participants who are now claimants in cases against the defendants; (2) production by BevGlen of documents and electronic data, including coding data

necessary to interpret results of the BevGlen clinical study; and (3) production by the FDA of a privilege log. The details of the report to the Court are available in the transcript made by court reporter Karen Ibos.

IT IS ORDERED that a status conference is set for Monday, March 25, 2002 at 8:30 a.m. at which time Liaison Counsel, counsel for the FDA, and counsel for BevGlen shall update the Court on the above described discovery issues.

IT IS FURTHER ORDERED that the regularly scheduled monthly status conference presently set for Friday, May 24, 2002, at 9:00 a.m. be and hereby is CONTINUED to Friday, May 31, 2002, at 9:00 a.m.