

**Taxotere MDL
Revised Trial 2A (Kahn) Schedule**

| | Trial #2A (Kahn v. Sanofi) AGREED |
|--|--|
| Trial Pool Nomination ¶ 7(a) | Completed |
| Phase I Discovery in Trial Pool Cases ¶ 7(d) | Completed |
| Final Plaintiff Selection - Parties' Nomination ¶ 7(b) | Completed |
| Final Plaintiff Selection - Court's Selection ¶ 7(b) | Completed |
| Preliminary Witness List (new) | Completed |
| Amendments to Pleadings (new) | Completed |
| Initial Motions and Briefs | Completed |
| Initial Opposition Briefs | Completed |
| Initial Reply Briefs | Completed |
| Hearing and Argument (week of:) | Completed |
| Phase II Discovery in Selected Trial Pool Cases * | Completed |
| 2nd Round of Motions and Briefs ¶ 65(a) | Thursday, August 13, 2020 |
| 2nd Round of Opposition Briefs ¶ 5(b) | Monday, September 14, 2020 |
| 2nd Round of Reply Briefs | Thursday, September 24, 2020 |
| 2nd Round of Hearing and Argument ¶ 5(d) (week of:) | Week of October 5, 2020 |
| Remaining Plaintiff Expert Reports ¶ 4(a) ** | Monday, September 14, 2020 |
| Remaining Plaintiff Expert depositions ¶ 4(a) *** | Friday, October 2, 2020 |
| Remaining Defendant Expert Reports ¶ 4(b) **** | Friday, October 9, 2020 |
| Remaining Defendant Expert Depositions ¶ 4(b) *** | Friday, October 23, 2020 |
| 3rd Round of Motions and Briefs ¶ 65(a) | Tuesday, October 27, 2020 |
| 3rd Round of Opposition Briefs ¶ 5(b) | Wednesday, November 11, 2020 |
| 3rd Round of Reply Briefs | Wednesday, November 18, 2020 |
| 3rd Round of Hearing and Argument ¶ 5(d) (week of:) | Week of November 30, 2020 |
| Final Witness List ¶ 6(b) | Tuesday, December 01, 2020 |
| Exhibit Lists and Deposition Designations ¶ 6(c) | Tuesday, December 01, 2020 |
| Jury Questionnaire ¶ 6(a) | Thursday, December 03, 2020 |
| Motions in Limine ¶ 6(d) | Tuesday, December 07, 2020 |
| Oppositions to Motions in Limine ¶ 6(h) | Tuesday, December 22, 2020 |
| Counter Designations ¶ 6(e) | Wednesday, December 16, 2020 |
| Objections to Designations ¶ 6(f) | Wednesday, December 23, 2020 |
| Responses to Objections to Designations (new) | Monday, January 4, 2021 |
| Submit Designations to Court (new) | Wednesday, January 6, 2021 |
| Final Pretrial Order (new) | Thursday, January 14, 2021 |
| Final Pretrial Conference ¶ 6(j) | Tuesday, January 19, 2021 |
| Plaintiffs' and Defendants' Jury Charges ¶ 6(g) | Friday, January 22, 2021 |
| Jury Selection | Friday, January 29, 2021 |
| Trial | Monday, February 01, 2021 |

Paragraph (¶) references are to the descriptions in Case Management Order No. 14 (Doc. 3064).

*** Some fact discovery remains to be completed by agreement of the parties.**

**** This examination must occur no later than September 5, 2020. Any pathology specimens and/or slides must be received by sanofi no later than September 10, 2020.**

***** Both parties will provide deposition dates for their experts between reports and the deadline, providing two possible dates per expert.**

****** Ms. Kahn must keep her schedule open for potential Rule 35 exam between September 14 and October 2.**

Taxotere MDL
Revised Trial Schedule (Trials 3-5)

| | Trial #3 (505(b)(2)) | Trial #4 (Sanofi MS) | Trial #5 (505(b)(2)) |
|--|------------------------------------|-----------------------------|-------------------------------|
| Trial Pool Nomination ¶ 7(a) | Completed | Completed | Completed |
| Phase I Discovery in Trial Pool Cases ¶ 7(d) | Completed | Friday, October 2, 2020 | Friday, October 30, 2020 |
| Final Plaintiff Selection - Parties' Nomination ¶ 7(b) | Completed | Friday, October 9, 2020 | Friday, November 6, 2020 |
| Final Plaintiff Selection - Court's Selection ¶ 7(b) | Completed | Friday, October 16, 2020 | Friday, November 20, 2020 |
| Preliminary Witness List (new) | Completed | Friday, October 30, 2020 | Friday, December 4, 2020 |
| Amendments to Pleadings (new) | Completed | Monday, June 29, 2020 | Monday, June 29, 2020 |
| Initial Motions and Briefs* | Completed | Friday, November 6, 2020 | Friday, January 15, 2021 |
| Initial Opposition Briefs* | Completed | Friday, November 20, 2020 | Friday, January 29, 2021 |
| Initial Reply Briefs* | Completed | Friday, December 4, 2020 | Friday, February 12, 2021 |
| Hearing and Argument (week of):* | Completed | Monday, December 14, 2020 | Monday, February 22, 2021 |
| Phase II Discovery in Selected Trial Pool Cases | Completed | Friday, January 22, 2021 | Friday, March 19, 2021 |
| Plaintiff Expert Reports ¶ 4(a) | Monday, June 8, 2020 | Monday, February 15, 2021 | Friday, March 26, 2021 |
| Plaintiff Expert depositions ¶ 4(a) | Friday, August 28, 2020 | Friday, March 19, 2021 | Friday, April 30, 2021 |
| Defendant Expert Reports ¶ 4(b) | Friday, July 24, 2020** | Wednesday, March 24, 2021 | Wednesday, May 5, 2021 |
| Defendant Expert Depositions ¶ 4(b) | Friday, October 9, 2020 | Wednesday, April 21, 2021 | Wednesday, June 9, 2021 |
| Motions and Briefs ¶ 65(a) | Monday, November 9, 2020 | Wednesday, April 28, 2021 | Wednesday, June 16, 2021 |
| Opposition Briefs ¶ 5(b) | Friday, December 4, 2020 | Wednesday, May 19, 2021 | Friday, July 9, 2021 |
| Reply Briefs | Friday, December 18, 2020 | Tuesday, June 8, 2021 | Wednesday, July 28, 2021 |
| Hearing and Argument ¶ 5(d) | Wed-Fri. January 6, 7, and 8, 2021 | Week of June 14, 2021 | Week of 8/2/2021 or 8/9/2021 |
| Final Witness List ¶ 6(b) | Tuesday, March 23, 2021 | Tuesday, June 22, 2021 | Tuesday, August 24, 2021 |
| Exhibit Lists and Deposition Designations ¶ 6(c) | Tuesday, March 23, 2021 | Tuesday, June 22, 2021 | Tuesday, August 24, 2021 |
| Jury Questionnaire ¶ 6(a) | Thursday, March 25, 2021 | Friday, June 25, 2021 | Friday, August 27, 2021 |
| Motions in Limine ¶ 6(d) | Tuesday, March 30, 2021 | Tuesday, June 29, 2021 | Tuesday, August 31, 2021 |
| Oppositions to Motions in Limine ¶ 6(h) | Tuesday, April 13, 2021 | Tuesday, July 13, 2021 | Tuesday, September 14, 2021 |
| Counter Designations ¶ 6(e) | Wednesday, April 21, 2021 | Wednesday, July 14, 2021 | Wednesday, September 15, 2021 |
| Objections to Designations ¶ 6(f) | Monday, April 26, 2021 | Monday, July 19, 2021 | Monday, September 20, 2021 |
| Responses to Objections to Designations (new) | Thursday, April 29, 2021 | Thursday, July 22, 2021 | Thursday, September 23, 2021 |
| Submit Designations to Court (new) | Monday, May 3, 2021 | Monday, July 26, 2021 | Monday, September 27, 2021 |
| Final Pretrial Order (new) | Thursday, May 6, 2021 | Thursday, July 29, 2021 | Thursday, September 30, 2021 |
| Final Pretrial Conference ¶ 6(j) | Tuesday, May 11, 2021 | Wednesday, August 4, 2021 | Wednesday, October 6, 2021 |
| Plaintiffs' and Defendants' Jury Charges ¶ 6(g) | Friday, May 14, 2021 | Friday, August 6, 2021 | Friday, October 8, 2021 |
| Jury Selection | Friday, May 21, 2021 | Friday, August 13, 2021 | Monday, October 18, 2021 |
| Trial | Monday, May 24, 2021 | Monday, August 16, 2021 | Monday, October 18, 2021 |

* This initial motion deadline does not require the filing of any motion, and the parties agree that they will not argue that any later-filed motion should have been filed by this deadline.

** This date reflects agreement by the parties to make an exception to the timing and order of expert discovery for purposes of the Trial 3 schedule only and based only on the impact of the pandemic on deposition scheduling.

Paragraph (¶) references are to the descriptions in Case Management Order No. 14 (Doc. 3064).