

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA**

**STATUS CONFERENCE**

In Re: Levaquin Products Liability	)	<b>COURT MINUTES</b>
Litigation,	)	BEFORE: John R. Tunheim
	)	U.S. District Judge
	)	
Plaintiff,	)	
	)	
v.	)	Case No: 08-1943 JRT
	)	Date: September 4, 2008
	)	Deputy: Holly Morley
	)	Court Reporter: Kristine Mousseau
	)	Time Commenced: 3:25 p.m.
Defendant.	)	Time Concluded: 4:15 p.m.
	)	Time in Court: 50 Minutes

Hearing on: **Status Conference**

The Court held a formal status conference in *In Re Levaquin Products Liability Litigation* on September 4, 2008.

The parties provided an update to the Court regarding the number of cases in this MDL and the expectations concerning the ultimate number of cases that may be transferred. The parties also discussed the proposed Pretrial Order #1. Mr. Goldser will submit a new draft order with the suggested changes. The parties are working on a draft pretrial order regarding deposition protocol.

Plaintiffs' suggestion to permit multiple plaintiff complaints will be reviewed by the Court and an order will be filed soon. The plaintiff's have indicated that they will not file a motion to compel production of floxin documents at this time. The parties discussed the status of discovery and it was agreed that discovery issues shall be taken up at the regularly scheduled status conferences. The plaintiffs will present a plan for how to proceed with individual case issues.

Regarding a scheduling order, the parties suggested that they would anticipate the case to be trial-ready by January 2010. The next status conference is now scheduled for October 17, 2008 at 12:15 p.m.

**APPEARANCES:**

Plaintiff: Bucky Zimmerman, Ronald Goldser, Lewis Saul, Stacy Hauer, Robert Binstock, Yvonne Flaherty, W. Lewis Garrison, Troy Giatras, Brian McCormick  
Defendant: John Dames, William Robinson, Jr., Tracy Van Steenburgh, Mike Hutchens, John O'Shaughnessy

s/Holly A. Morley  
Calendar Clerk