

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

TELEPHONE CONFERENCE

In Re: Levaquin Products Liability	)	COURT MINUTES
Litigation,	)	BEFORE: John R. Tunheim
	)	U.S. District Judge
)	
Plaintiff,)	
)	
v.	)	Case No: 08-1943 JRT
	)	Date: May 12, 2009
	)	Deputy: Holly Morley
	)	Court Reporter: Lorilee Fink
	)	Time Commenced: 1:37 p.m.
	)	Time Concluded: 2:15 p.m.
Defendant.	)	Time in Court: 37 Minutes

Hearing on: **Telephone Conference**

The Court held a formal status conference in In Re Levaquin Products Liability Litigation on May 12, 2009. Appearing on behalf of the plaintiffs were Ronald Goldser, Lewis Saul, and David Cialkowski. Appearing on behalf of the defendants were John Dames, William Robinson, and Tracy Van Steenburgh. The topics for the status conference included (1) the number of cases currently in the Multi-District Litigation ("MDL"); (2) the status of similar litigation occurring in New Jersey; (3) a scheduling issue related to the handling of case-specific experts; and (4) the status of discovery. As to the number of cases, the parties indicated that there are now 83 cases in the MDL, with 3 more cases awaiting transfer. The parties added that there are also 6 state cases in New Jersey, 1 state case in Missouri, and possibly another a state case filed in Mississippi. As to the filings in New Jersey, the parties indicated that there is a pending state court proceeding that will address whether the New Jersey actions will be consolidated. The plaintiffs indicated that it is now conceivable that the total number of cases nationwide will be in the thousands. As to the scheduling issue and discovery, the parties did not present any issues requiring intervention by the Court, and indicated that several issues will be addressed in future motions. The Court has scheduled a hearing on defendants' motion to compel for May 26 at 11:00 a.m.

APPEARANCES:

Plaintiff: Ronald Goldser, Lewis Saul, David Cialkowski, Christian Rasmussen, Alyssa Daniels
Defendant: John Dames, William Robinson, Jr., Tracy Van Steenburgh

s/Holly A. Morley
Calendar Clerk