

6. Cases for Transfer

There are currently 612 cases subject to transfer, in 92 of those cases settlement is pending. Carey & Danis, LLC is counsel on 436 of these cases. Because Carey & Danis will be significantly impacted by the manner of transfer, its attorneys have requested the opportunity to address the Court in person, and will attend the next status conference.

7. Cases for Remand and Remand Order (PTO 13)

There are currently 191 cases that are potentially subject to remand. Settlement is pending in 44 of those cases. With respect to at least three cases, the plaintiffs have made clear they would like their cases remanded for trial. Defense counsel will submit proposed remand orders to the Court for these three cases.

With respect to a remand order encompassing the general procedure for remand, each side has submitted a proposed order for remand with comments regarding its position on the inclusion or exclusion of particular provisions. Due to the status of settlement and the Eighth Circuit's recent decision in Schedin, defense counsel will submit an updated proposed remand order to the Court within seven days.

Next Status Conference: Tuesday, March 5, 2013 at 12:30PM.

APPEARANCES:

Plaintiff: Ronald Goldser
Defendant: Tracy Van Steenburgh, Dana Lenahan
Phone: Charles Zimmerman, Kevin Fitzgerald, Caia Johnson, William Bross, Paige Boldt,
Joseph Soffey

____s/Holly McLelland
Courtroom Deputy Clerk