

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

In re: BAYCOL PRODUCTS LITIGATION

MDL No. 1431

(MJD/JGL)

This Document Relates to All Actions

Pretrial Order No. 28

AMENDMENT TO PTO 25

IT IS HEREBY ORDERED:

1. Depositions noticed in MDL-1431 may be cross-noticed to state court proceedings, except where prohibited by state court order or rule. Cross-noticing of such depositions shall not subject state court parties to an MDL assessment or lien, unless the state court has entered a coordination order pursuant to PTO 25.

2. Where depositions taken in MDL-1431 may be used by the parties in state court proceedings as if taken in those state court proceedings, use of such depositions shall not subject the state court parties to an MDL assessment or lien, unless the state court has entered a coordination order pursuant to PTO 25.

3. Except as provided herein, any Plaintiff attorney wishing to access the materials maintained at the Document Depository in MDL-1431 must execute a Joint Prosecution Agreement with the Plaintiffs Steering Committee in MDL-1431.

Dated: June 19, 2002

BY THE COURT

_____/s/_____
Michael J. Davis
United States District Court