

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

**In re: BAYCOL PRODUCTS LITIGATION**

**MDL No. 1431  
(MJD)**

**This Document Relates to All Actions  
No. 33**

**Pretrial Order**

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Pursuant to Pretrial Order No. 11, the Special Master was ordered to set up a wall procedure to ensure that medical records obtained by Bayer Corporation's Drug Safety Department were not disseminated to counsel. The Special Master has since reviewed all files maintained by Bayer's Drug Safety Department, and has sealed all medical files. The Special Master has also reported to the Court that many of the files reviewed do not contain medical records, and that counsel for plaintiffs seek access to such files. Accordingly,

IT IS HEREBY ORDERED that any files maintained by Bayer's Drug Safety Department that do not contain medical records are not subject to the wall procedure of Pretrial Order No. 11 and are otherwise discoverable in accordance with the Federal Rules of Civil Procedure and the Rules of Evidence. This Order is stayed for seven days to allow Bayer Corporation to file any objections to this Order.

Date:

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Michael J. Davis  
United States District Court