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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF KENTUCKY  
LOUISVILLE DIVISION

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IN RE: YAMAHA MOTOR CORP.  
RHINO ATV PRODUCTS LIABILITY  
LITIGATION

Master File No. 3:09-MD-2016-JBC  
MDL NO. 2016

THIS DOCUMENT RELATES TO ALL  
CASES

JENNIFER B. COFFMAN  
U.S. DISTRICT JUDGE

**CASE MANAGEMENT ORDER NO. 9**

**I. Expert Discovery and Motions in Group 1 Cases, Other Than Deferred Expert Categories**

This provision supersedes the deadlines set forth in paragraph A of CMO No. 4.

Pursuant to CMO No. 1 Section IV(B), for categories of experts other than the Deferred Expert Categories, the expert discovery and motions deadlines for Case Group 1 cases shall be as follows:

1. Deadline to depose plaintiffs' experts—May 28, 2010
2. Defendants' expert disclosures/reports due—July 2, 2010
3. Deadline to depose defendants' experts—September 3, 2010
4. Plaintiffs' rebuttal reports due—September 17, 2010
5. Deadline to depose plaintiffs' rebuttal experts—October 18, 2010
6. Deadline to file *Daubert* and dispositive motions—November 5, 2010

**II. Discovery and Motions Deadlines for Group 1 Cases, Deferred Expert Categories**

This provision supersedes the deadlines set forth in paragraph C of CMO No. 4. Pursuant to CMO No. 1 Section IV(B), for any deferred expert discovery in Case Group 1 cases that have not been resolved or dismissed, including experts in the Deferred Expert Categories, the expert discovery and motions deadlines shall be as follows:

1. Plaintiffs' expert disclosures/reports due—October 15, 2010
2. Deadline to depose plaintiffs' experts—November 12, 2010
3. Defendants' expert disclosures/reports due—December 17, 2010
4. Deadline to depose defendants' experts—January 14, 2011

5. Plaintiffs' rebuttal reports due—February 11, 2011
6. Deadline to depose plaintiffs' rebuttal experts—March 11, 2011
7. Deadline to file *Daubert* and dispositive motions and other pretrial motions—April 8, 2011

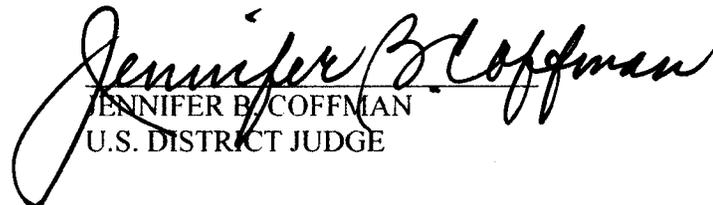
**III. Deadlines for Cases in Subsequent Case Groups**

For cases in Case Group 2 and all subsequent Case Groups, the deadlines to complete expert discovery for each case group shall be set 90 days from the deadline for the immediately preceding Case Group.

**IV. Fixed Fact Sheet Deadlines**

This provision adds the following sentence to Section I(B)(3) of CMO No. 3: For Case Groups subsequent to Case Group 4, the deadlines for the parties to submit their Fact Sheets shall be 90 days after the deadlines for the preceding Case Group.

ORDERED on this 23<sup>rd</sup> day of March, 2010.

  
JENNIFER B. COFFMAN  
U.S. DISTRICT JUDGE