

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
LOUISVILLE DIVISION

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

ORDER

A status conference was held before the undersigned on August 25, 2010. Elizabeth Cabraser, Jennifer Moore, and Mark Chalos participated on behalf of the plaintiffs. Thomas Fennell, Linsey West, Kara Stewart, and Candace Blydenburgh participated on behalf of the Yamaha defendants. No counsel was present to represent the interests of the non-Yamaha defendants. This proceeding was recorded by official court reporter, Ann Banta.

The court, after hearing statements of counsel, **ORDERS** as follows:

(1) When a party files a motion in a case, that party shall attach to the motion, in the same filing, a supporting memorandum and a proposed order, pursuant to the Joint Local Rules for the Eastern and Western Districts of Kentucky, instead of filing such memorandum and order as separate record entries.

(2) Any proposed order attached to joint motions that affect MDL management issues, such as joint motions to transfer cases among case groups, shall bear the signature of lead and or liaison counsel for both plaintiffs and

defendants.

(3) All future proposed agreed orders shall bear the signatures of counsel for the plaintiffs and defendants.

(4) No counsel has applied or been appointed to represent the non-Yamaha defendants in the MDL. The non-Yamaha defendants will be responsible for notifying the court if they would like to opt-in and participate in any future telephonic status conference or in-person status conference scheduled in the MDL. No later than August 30, 2010, lead and liaison counsel for the plaintiffs and Yamaha defendants shall file the next proposed Case Management Order (CMO) outlining the procedure for non-Yamaha defendants to advise the court of their intent to participate in scheduled case events as well as the process for service of documents on and notification of upcoming scheduled case events to non-Yamaha defendants.

(5) Counsel for the Yamaha defendants shall prepare a list of all non-Yamaha defendants, submit the list to plaintiffs' counsel for approval, and file the approved list in the record.

TIC: 55 minutes

Signed on August 26, 2010


Jennifer B. Coffman, Judge
United States District Court