



IN THE CIRCUIT COURT OF KANAWHA COUNTY, WEST VIRGINIA

IN RE: ZOLOFT LITIGATION

CIVIL ACTION NO. 14-C-7000

THIS DOCUMENT APPLIES TO ALL CASES

ORDER

The Presiding Judges have reviewed and maturely considered *Defendants' Motion for Expedited Relief Due to Repeated Cancellation of Noticed Expert Depositions and Failure to Comply with Discovery Deadlines Established by this Panel* (Transaction ID 58966618), Plaintiffs' Response (Transaction ID 59041352), and Defendants' Reply (Transaction ID 59068816), and have conferred with one another to insure uniformity of their decision, as contemplated by Rule 26.07(a) of the West Virginia Trial Court Rules. At this juncture, the Court denies Defendants' request that Plaintiffs provide a full explanation for their cancellation of certain expert witness depositions; denies Defendants' request to exclude the testimony of those expert witnesses; and takes under advisement for further consideration Defendants' request that Plaintiffs be required to reimburse Defendants for additional attorneys' fees incurred as a result of the need to substitute counsel in order cover rescheduled depositions.

The Court is advised Plaintiffs' expert witness depositions have been rescheduled and fully expects these depositions will move forward without any further cancellations by Plaintiffs. The Court grants Plaintiffs' request to extend the Expert Discovery Completion Deadline two weeks and ORDERS the following amendments to the *Second Case Management Order* (Transaction ID 57813632):

Expert Discovery Completion Deadline: June 29, 2016;

Deadline for Motions Related to Expert Discovery: June 29, 2016;

Deadline for Responses to Expert Discovery Motions: July 13, 2016; and

Deadline for Replies to Expert Discovery Motions: July 21, 2016.

All other deadlines in the *Second Case Management Order* remain in full force and effect.

It is so **ORDERED**.

ENTER: June 9, 2016.

/s/ James P. Mazzone
Lead Presiding Judge
Zoloft Litigation