

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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IN RE: NEW YORK DIET DRUG LITIGATION
-----X

Index No. 700000/98

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THIS DOCUMENT APPLIES TO ALL DIET DRUG
CASES VENUED IN NEW YORK COUNTY
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**ORDER WITH
NOTICE OF ENTRY**

PLEASE TAKE NOTICE that the attached is a true and correct copy of Case Management Order No. 13, which was signed by the Honorable Helen E. Freedman on January 31, 2001 and entered in the Office of the New York County Clerk on January 31, 2001.

Dated: New York, New York
January 31, 2001

SIMPSON THACHER & BARTLETT

By 
Robert A. Bourque

Office and Post Office Address
425 Lexington Avenue
New York, NY 10017-3954
(212) 455-2000

Defendants' Liason Counsel

To: All counsel of record on the Master Service List in effect as of January 1, 2001.

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CASE MANAGEMENT
ORDER NO. 13
January 10, 2001

FILED

JAN 31 2001

NEW YORK
COUNTY CLERK'S OFFICE

REQUESTS FOR JUDICIAL INTERVENTION

This Order and the procedures contained herein apply to all diet drug cases that are presently or hereafter assigned to the undersigned.

I. Filing of Requests For Judicial Intervention

1. Plaintiffs' Counsel of record for any case previously clustered for discovery pursuant to Case Management Order Nos. 10 or 11 shall serve and file a Request For Judicial Intervention ("RJI") in each clustered case no later than January 29, 2001.
2. Plaintiffs' Counsel of record for any case hereafter clustered for discovery pursuant to Case Management Order Nos. 10 or 11 shall serve and file an RJI for each such clustered case within 30 days of the Cluster Date (as defined in Case Management Order No. 11).
3. If the parties have reached or reach a settlement or other agreement to discontinue any case or cases for which no RJI has been filed and which has not been clustered, plaintiff's Counsel of record in such case or cases shall file an RJI before, or contemporaneously with, filing the stipulation of discontinuance terminating the action. Plaintiff's counsel discontinuing at one time fifty or more cases for which RJIs have not heretofore been filed shall

file one RJI for each group of no more than fifty cases, provided that attached to each RJI shall be a list of the settled cases (up to fifty) for which that RJI is filed.

II. Other Matters

1. Defendants' Liaison Counsel is hereby directed to serve a copy of this order with notice of entry on all counsel listed on the Master Service list filed in these cases pursuant to Case Management Order No. 1.

SO ORDERED

Dated: January 31, 2001
New York, New York

Helen E. Freedman

Helen E. Freedman, J.S.C.

FILED
JAN 31 2001
NEW YORK
COUNTY CLERK'S OFFICE