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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
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11 IN RE INCRETIN-BASED THERAPIES  
12 PRODUCTS LIABILITY LITIGATION

Case No.: 13md2452 AJB (MDD)

13 **ORDER AMENDING NOVEMBER**  
14 **13, 2013, DIRECT FILING ORDER**  
15 **AND ESTABLISHING PROCEDURE**  
16 **FOR FILING AND DOCKETING**  
17 **MDL2452 AND RELATED CASES**

18 In an effort to clarify filing and docketing in Case No. 13md2452 (“the MDL”) and  
19 related pancreatic cancer cases against MDL Defendants (Merck Sharp & Dohme Corp.,  
20 Amylin Pharmaceuticals, LLC, Novo Nordisk, Inc., and Eli Lilly and Company), the  
21 Court orders the following:

- 22 1. Case No. 13md2452 is designated as the lead case for claims involving  
23 pancreatic cancer against MDL Defendants.
- 24 2. All filings related to the MDL that are generally applicable to all related cases  
25 are to be filed only in the lead case, 13md2452. Non-exhaustive examples  
26 include discovery disputes and scheduling motions.
- 27 3. Filings that are specific to an individual plaintiff, and that are not generally  
28 applicable to the MDL proceedings, are to be filed only in the individual cases  
assigned at filing. Non-exhaustive examples include joint or unopposed motions

- 1 for leave to file an amended complaint, notifications of death, motions to  
2 substitute plaintiff, and declarations of proposed interim estate representatives.
- 3 4. As of the date of this order, all new complaints involving claims of pancreatic  
4 cancer against MDL Defendants that are direct filed in the lead case will be  
5 given their own individual case number at the time of filing.
- 6 5. Minute entries for hearings generally applicable to all proceedings (*i.e.* motion  
7 hearings, status and case management conferences) will be docketed in each  
8 individual case and the lead case.
- 9 6. Minute entries for hearings that are not generally applicable will only be  
10 docketed in the individual case only, and not as part of the lead case.
- 11 7. Court orders that are generally applicable to all MDL cases **will be docketed in**  
12 **the designated lead case only**. No other generally applicable orders will be  
13 docketed in the individual cases following issuance of this order.
- 14 8. Court orders that are applicable only to an individual plaintiff will be docketed  
15 in the individual case only.
- 16 9. Counsel are instructed to associate themselves with Case No. 13md2452, if they  
17 have not already done so, by filing a notice of appearance in the individual case  
18 number and the lead case.

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20 **IT IS SO ORDERED.**

21 Dated: September 17, 2015

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23 Hon. Anthony J. Battaglia  
24 United States District Judge  
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