

1 **NAPOLI BERN RIPKA SHKOLNIK  
& ASSOCIATES LLP**

2 Marissa C. Langhoff  
3 Shayna E. Sacks  
4 111 Corporate Drive, Suite 225  
Ladera Ranch, CA 92694  
5 Telephone: (949) 234-6032  
6 Facsimile: (949) 429-0892

7 **E-mail:** MLanghoff@napolibern.com  
8 **E-mail:** SSacks@napolibern.com

9 *Attorneys for Plaintiff Helen Carter*

**WILSON TURNER KOSMO LLP**

Vickie E. Turner (SBN 106431)  
550 West C Street, Suite 1050  
San Diego, California 92101  
Telephone: (619) 236-9600  
Facsimile: (619) 236-9669  
**E-mail:** vturner@wilsonturnerkosmo.com

**WILLIAMS & CONNOLLY LLP**

Douglas R. Marvin  
Eva Petko Esber  
Paul E. Boehm  
725 Twelfth Street, N.W.  
Washington, D.C. 2005-5901  
Telephone: (202) 434-5000  
Facsimile: (202) 434-5029  
**E-mail:** dmarvin@wc.com  
**E-mail:** eesber@wc.com  
**E-mail:** pboehm@wc.com

*Attorneys for Defendants Merck & Co.,  
Inc. and Merck Sharp & Dohme Corp.*

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13 **UNITED STATES DISTRICT COURT**  
14 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

15  
16 IN RE: INCRETIN MIMETICS  
17 PRODUCTS LIABILITY  
18 LITIGATION

Case No. 13-md-2452-AJB-MDD  
Case No. 13-cv-1795-AJB-MDD

**JOINT MOTION FOR  
EXTENSION OF TIME TO  
RESPOND TO COMPLAINT**

19  
20 IN RE: HELEN CARTER v. MERCK  
& CO., INC., ET AL.

Judge: Hon. Anthony J. Battaglia  
Magistrate: Hon. Mitchell D. Dembin

1 Pursuant to Rules 7.2 and 12.1 of the Local Rules for the United States District  
2 Court for the Southern District of California, Plaintiff Helen Carter (“Plaintiff”) and  
3 Defendants Merck & Co., Inc. and Merck Sharp & Dohme Corp. (“Merck”), by and  
4 through their attorneys, move as follows:

5 1. Plaintiff has filed claims against Merck and Merck has not yet served a  
6 responsive pleading to Plaintiff’s Complaint.

7 2. By Order of October 18, 2013, the Court instructed Plaintiffs to submit a  
8 Master Consolidated Complaint by November 18, 2013. *See* Doc. No. 143, ¶ 2.

9 3. If an agreed Master Consolidated Complaint is submitted by November  
10 18, 2013, Merck and other Defendants in this MDL must submit a Master Answer no  
11 later than December 18, 2013.

12 4. In light of efforts to establish a system for a Master Consolidated  
13 Complaint and a Master Answer, Plaintiff and Merck agree that it is appropriate to  
14 extend Merck’s deadline to serve its responsive pleading to Plaintiff’s Complaint until  
15 and including December 30, 2013.

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1           Accordingly, Merck hereby moves the Court to grant Merck an extension of  
2 time within which to file and serve its responsive pleading to Plaintiff's Complaint, so  
3 that Merck shall respond on or before December 30, 2013.

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5 Dated: November 5, 2013

6  
7 By:  
8 /s/ Vickie E. Turner  
9 **WILSON TURNER KOSMO LLP**  
10 Vickie E. Turner (SBN 106431)  
11 550 West C Street, Suite 1050  
12 San Diego, California 92101  
13 Telephone: (619) 236-9600  
14 Facsimile: (619) 236-9669  
15 E-mail: vturner@wilsonturnerkosmo.com

16 *Attorneys for Merck & Co., Inc. and Merck  
17 Sharp & Dohme Corp.*

18 By:  
19 \*\*  
20 **NAPOLI BERN RIPKA SHKOLNIK &  
21 ASSOCIATES LLP**  
22 Marissa C. Langhoff  
23 Shayna E. Sacks  
24 111 Corporate Drive, Suite 225  
25 Ladera Ranch, California 92694  
26 Telephone: (949) 234-6032  
27 Facsimile: (949) 429-0892  
28 E-mail: MLanghoff@napolibern.com  
E-mail: SSacks@napolibern.com

*Attorneys for Plaintiff Helen Carter*

22 \*\* Merck has received an agreement from Plaintiff's counsel for the extension, but  
23 has been unable to reach Plaintiff's counsel to obtain their approval to sign the Joint  
24 Motion on their behalf. Merck will amend the Joint Motion upon receipt of express  
25 approval from Plaintiff's counsel pursuant to Section 2.f.4 of the Court's CM/ECF  
26 Administrative Policies.