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Corp.

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

16  
17 **IN RE INCRETIN-BASED THERAPIES**  
18 **PRODUCTS LIABILITY LITIGATION**

19  
20 **THIS DOCUMENT RELATES TO:**  
Neubert v. Merck Sharp & Dohme, et al.,  
21 3:13-cv-02406  
Reed v. Merck Sharp & Dohme, et al.,  
22 3:13-cv-02411  
Smith v. Merck Sharp & Dohme, et al.,  
23 3:13-cv-02412  
Williamson v. Merck Sharp & Dohme, et al.  
24 3:13-cv-02410  
25  
26

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

**JOINT MOTION FOR  
EXTENSION OF TIME TO  
RESPOND TO PLAINTIFFS'  
COMPLAINTS**

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, Plaintiffs in the cases listed in Paragraph  
3 1 (“Plaintiffs”) and Defendant Merck Sharp & Dohme Corp. (“Merck”), by and  
4 through their attorneys, moves as follows:

5 1. The actions subject to this motion are:

6 a. *Donna Neubert v. Merck Sharp & Dohme Corp., et al.*, Case No. 3:13-  
7 cv-02406-AJB-MDD (S.D. Cal.);

8 b. *Patricia Reed v. Merck Sharp & Dohme Corp., et al.*, Case No. 3:13-cv-  
9 02411-AJB-MDD (S.D. Cal.);

10 c. *Betty Smith v. Merck Sharp & Dohme Corp., et al.*, Case No. 3:13-cv-  
11 2412-AJB-MDD

12 d. *Cynthia Williamson v. Merck Sharp & Dohme Corp., et al.*, Case No.  
13 3:13-cv-2410-AJB-MDD

14 2. Plaintiffs have filed claims against Merck in the cases listed in Paragraph

15 1. Merck has not yet served a responsive pleading to Plaintiffs’ Complaints.

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

18 4. If an agreed Master Consolidated Complaint is submitted by November  
19 18, 2013, Merck and other Defendants in this MDL must submit a Master Answer no  
20 later than December 18, 2013.

21 5. In light of efforts to establish a system for a Master Consolidated  
22 Complaint and a Master Answer, Plaintiffs and Merck agree that it is appropriate to  
23 extend Merck’s deadline to serve its responsive pleading to Plaintiffs’ Complaints  
24 until 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 Plaintiffs' Complaints,  
3 so that Merck shall respond on or before December 30, 2013.

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5 Dated: November 6, 2013

6  
7 By:  
8 /s/ Vickie E. Turner  
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27 *Attorneys for Plaintiffs*

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**SIGNATURE ATTESTATION**

29           Counsel for Defendants Merck, Vickie E. Turner, certifies that, pursuant to  
30 Section 2.f.4 of the Court's CM/ECF Administrative Policies, counsel for Plaintiffs  
31 Donna Neubert, Patricia Reed, Betty Smith, and Cynthia Williamson has reviewed the  
32 contents of this Joint Motion for Extension of Time to Respond to Plaintiffs'  
33 Complaints and authorized placement of his electronic signature on this document.

34  
35 /s/ Vickie E. Turner  
36 Vickie E. Turner