

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: ROUNDUP PRODUCTS
LIABILITY LITIGATION

MDL No. 2741
Case No. 16-md-02741-VC

This document relates to:

ALL ACTIONS

PRETRIAL ORDER NO. 2

The Court has received the parties' competing scheduling proposals for the general-causation phase of the litigation. Neither side's proposal adequately ensures that document productions and depositions will proceed in an orderly and systematic fashion. Therefore, in anticipation of today's telephonic status conference, the parties should consider the following.

Based on the material the parties have submitted thus far, there appear to be five groups of witnesses whose documents either must to be produced or may need to be produced for the general-causation phase. They are:

- *Group A*: The five custodians initially selected by Monsanto.
- *Group B*: The seven custodians whose documents were requested by certain plaintiffs' counsel before consolidation, and whose documents Monsanto has agreed to produce.
- *Group C*: The two custodians, John Acquavella and Eric Hauptfear, whose documents the Court ruled at the most recent case management conference must be produced.
- *Group D*: The seven remaining custodians discussed at the initial case management conference whose documents might need to be produced (excluding the two, Steven Levine and Manda Sansom, whose documents the Court ruled need not be produced).

- *Group E*: Any remaining general-causation witnesses yet to be identified.

The Phase One schedule must include deadlines for each group – document production deadlines, deadlines by which depositions must be scheduled, and deadlines by which depositions must be taken. The parties should be prepared to discuss those deadlines in today's telephonic status conference.

IT IS SO ORDERED.

Dated: November 22, 2016



VINCE CHHABRIA
United States District Judge