

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE:

GENERAL MOTORS LLC IGNITION SWITCH
LITIGATION

14-MD-2543 (JMF)
14-MC-2543 (JMF)

ORDER NO. 150

This Document Relates to All Actions

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JESSE M. FURMAN, United States District Judge:

[Regarding the May 31, 2018 Status Conference]

The Court, having held a Status Conference on May 31, 2018, and having given counsel an opportunity to be heard on the agenda items set forth in the parties' May 26, 2018 tentative agenda letter and the Court's May 29, 2018 Order (Docket Nos. 5616, 5617), issues this Order to memorialize the actions taken and rulings made at the Status Conference.

I. NEXT STATUS CONFERENCE

A Status Conference will be held **Friday, August 17, 2018, at 9:30 a.m. EDT** in Courtroom 1105 of the Thurgood Marshall United States Courthouse, 40 Centre Street, New York, New York. (The Court notes that that date is **different from** the date discussed at the status conference, as one of Co-Lead Counsel is unavailable on the date previously selected and the Court has been advised that all counsel are available on August 17, 2018. Counsel shall promptly update the MDL website with the new date.)

II. BANKRUPTCY PROCEEDINGS

Consistent with the Court's comments as the Status Conference, by **Thursday, June 14, 2018**, the parties shall submit a joint letter or competing letters (not to exceed five single-spaced pages each) regarding the implications for the MDL of the Court's May 29, 2018 Opinion and Order regarding certain bankruptcy appeals. (Docket No. 5618).

III. SUCCESSOR LIABILITY ISSUES

Consistent with the Court's comments at the Status Conference, the parties should meet and confer on which of the remaining 35 jurisdictions would apply the law of Delaware or New York and report back and propose next steps on the following schedule: by **Friday, July 13, 2018**, New GM will provide economic loss and personal injury plaintiffs with a list of: jurisdictions among the 35 not previously addressed by the Court with choice-of-law rules that would select Delaware or New York law. By **Friday, July 27, 2018**, plaintiffs will provide to New GM their position on GM's list and legal conclusions. By **Friday, August 3, 2018**, the parties will meet and confer. By **Friday, August 10, 2018**, if any states remain in dispute, plaintiffs and New GM will report back to the Court and propose next steps.

IV. ELECTRONIC POWER STEERING CASES AND CASES ALLEGING DEFECTS OTHER THAN IGNITION SWITCH DEFECTS

Consistent with the Court's comments at the Status Conference, by **Monday, June 18, 2018**, the parties should meet and confer and submit joint or competing letters (not to exceed five single-spaced pages each) proposing next steps for plaintiffs who amended their complaints to remove ignition switch-related claims and now allege electronic power steering or defects other than ignition switches, including whether such cases should remain in the MDL. To the extent that any motions previously filed by New GM have been mooted by the filing of such amended complaints (or any other subsequent development), counsel should identify those motions to be terminated.

V. EFFECT OF TAKATA STAY NOTICE

Consistent with the Court's comments at the Status Conference, by **Thursday, June 7, 2018**, New GM, after meeting and conferring with Lead Counsel, should submit a letter regarding the impact of the notice of stay filed by Takata in this MDL, (*see* Docket No. 5437), and of TK


Holdings Inc.'s request that Plaintiffs dismiss all claims in this MDL against TKH and Defendant Takata Corporation due to the bankruptcy of TK Holdings, (*see* Docket No. 5630).

VI. SETTLEMENT

Consistent with the Court's comments at the Status Conference, the parties should continue to keep the Court apprised of developments regarding settlement.

SO ORDERED.

Dated: June 6, 2018
New York, NY



JESSE M. FURMAN
United States District Judge