

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. 147

This Document Relates to All Actions
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JESSE M. FURMAN, United States District Judge:

[Regarding the March 22, 2018 Status Conference]

The Court, having held a Status Conference on March 22, 2018, and having given counsel an opportunity to be heard on the agenda items set forth in the parties' March 18, 2018 tentative agenda letter (Docket No. 5236), 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 **Thursday, May 31, 2018, at 9:30 a.m. EDT** in Courtroom 1105 of the Thurgood Marshall United States Courthouse, 40 Centre Street, New York, New York.

II. RELATED CASE UPDATE LETTERS

Consistent with the Court's comments at the Status Conference, the parties should include in their monthly related case joint update letter a breakdown on the status of claims subject to Order No. 140 procedures, motions to withdraw, Wave One discovery, etc.

III. WAVE DISCOVERY

Consistent with the Court's comments at the Status Conference, the parties should be prepared to discuss at the next status conference the issue of additional cases being added to the Wave discovery process, including the timing for beginning Wave Two.

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

Consistent with the Court's comments at the Status Conference, the parties should be prepared to discuss at the next status conference whether cases alleging defects other than ignition switch defects (including electronic power steering defects) should remain in the MDL.

V. IMPLEMENTING A PROCESS SIMILAR TO ORDER NO. 140 FOR PRE-SALE ACCIDENT PLAINTIFFS

Consistent with the Court's comments at the Status Conference, by **Thursday, April 5, 2018**, the parties should submit a joint proposed order modeled after Order No. 140 for the pre-Sale accident plaintiffs and, if necessary, joint or competing letters regarding the parties' disputes, if any.

VI. STATUS OF BANKRUPTCY PROCEEDINGS WITH RESPECT TO "NON-IGNITION SWITCH PLAINTIFFS"

By **Thursday, April 5, 2018**, the parties should submit letters (not to exceed five single-spaced pages) regarding the status of proceedings in the Bankruptcy Court with respect to the issue of whether "Non-Ignition Switch Plaintiffs" could demonstrate a due process violation by Old GM or whether the free and clear provision of the Sale Order applies.

VII. CHOICE OF LAW BRIEFING FOR PRE-SALE ACCIDENT SUCCESSOR LIABILITY PLAINTIFFS

Consistent with the Court's comments at the Status Conference, counsel for New GM and Lead Counsel should be prepared to address at the next status conference the timing for choice-of-law briefing regarding personal injury or wrongful death pre-Sale accident plaintiffs alleging successor liability claims against New GM.

VIII. ECONOMIC LOSS DAUBERT HEARING

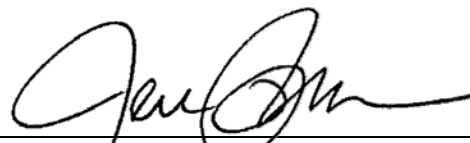
Consistent with the Court's comments at the Status Conference, the parties should meet and confer regarding appropriate procedures, hearings or experts, if any, to assist the Court in resolving anticipated *Daubert* motions in the economic loss bellwether case.

IX. 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: March 29, 2018
New York, New York



JESSE M. FURMAN
United States District Judge