

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)

This Document Relates to All Actions

ORDER NO. 164

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JESSE M. FURMAN, United States District Judge:

[Regarding the August 15, 2019 Status Conference]

The Court, having held a status conference on August 15, 2019, and having given counsel an opportunity to be heard on the agenda items set forth in the Court's August 12, 2019 memo endorsement of the parties' tentative agenda letter (ECF No. 7035), 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, December 12, 2019, at 9:30 a.m. EST** in Courtroom 1105 of the Thurgood Marshall United States Courthouse, 40 Centre Street, New York, New York.

II. NEXT STEPS FOR THE ECONOMIC LOSS CLAIMS

Consistent with the Court's comments at the status conference, on **Tuesday, August 20, 2019**, Lead Counsel filed a motion for reconsideration of the Court's Opinion and Order Granting New GM's Motion for Summary Judgment as to the Bellwether Economic Loss Plaintiffs' Claims for Benefit-of-the-Bargain Damages. ECF No. 7055; *see In re GM LLC Ignition Switch Litig.*, 2019 WL 3564698 (S.D.N.Y. Aug. 6, 2019). By **Thursday, September 5, 2019**, New GM shall file its renewed bellwether summary judgment and *Daubert* motions.

Opposition briefs to the foregoing motions shall be filed by no later than **Monday, October 7, 2018**, and reply briefs, if any, shall be filed by no later than **Friday, October 18, 2019**. The parties shall not raise any new arguments in the renewed motions (or in the respective responses or replies thereto). The page limits in Order No. 131, ¶ 7 shall be extended in accordance with the limits described in the Court's July 12, 2018 Order. *See* ECF No. 5806.


Further, by **Friday, September 27, 2019**, or within **one week** of the date of any mediation session — whichever date is earlier — the parties shall file a joint letter advising the Court of the status of the mediation and, if appropriate (i.e., to facilitate settlement discussions), proposing modifications to the briefing schedule set out above.

III. PROCESS FOR RESOLVING PENDING MOTIONS TO SEAL

Consistent with the Court's comments and discussion with the parties at the status conference, by **Thursday, September 12, 2019**, New GM shall provide to Lead Counsel its proposal for addressing whether and to what extent the parties' submissions in connection with the motions for summary judgment, class certification, and *Daubert* can remain sealed or redacted. The parties must meet and confer by no later than **Thursday, October 3, 2019**, and submit a joint letter on this issue setting forth their position(s) by no later than **Thursday, October 10, 2019**.

SO ORDERED.

Dated: August 21, 2019
New York, New York



JESSE M. FURMAN
United States District Judge