

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
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ORDER NO. 58

JESSE M. FURMAN, United States District Judge:

**[Regarding New GM’s May 26, 2015 Motion To Dismiss Without Prejudice and its
June 10, 2015 Motion To Dismiss With Prejudice]**


On May 26, 2015, New GM filed a motion to dismiss, without prejudice, the claims of several personal injury and wrongful death plaintiffs who had failed to submit substantially complete plaintiff fact sheets (“PFSs”) as required by Order No. 25. (14-MD-2543 Docket No. 984). Pursuant to Order No. 25, those plaintiffs had fourteen days — that is, until June 9, 2015 — to file a response “either (a) certifying that the Plaintiff has submitted a completed Short-Form PFS or (b) opposing the MDL Defendants’ motion for other reasons.” (Order No. 25 (14-MD-2543 Docket No. 422) ¶ 24). Several plaintiffs did file responses to New GM’s motion. (See, e.g., 14-MD-2543 Docket Nos. 987, 989, 992). Accordingly, New GM is directed to file a reply to Plaintiffs’ oppositions, no later than **June 16, 2015**, with an updated list of Plaintiffs whose claims New GM is still seeking to dismiss (along with a notation indicating if any of those plaintiffs opposed New GM’s motion).

Additionally, on May 11, 2015, the Court granted New GM’s motion to dismiss the claims of two economic loss plaintiffs, without prejudice, for their failures to submit substantially complete PFSs as required by Order No. 45. (14-MD-2543 Docket No. 953). Pursuant to Order No. 45, those plaintiffs had 30 days to submit a substantially complete PFS or

to move to vacate the dismissal. (Order No. 45 (Docket No. 758) ¶ 4). As the two plaintiffs failed to take either action, New GM moved to convert their dismissal without prejudice into one with prejudice on June 10, 2015. (14-MD-2543 Docket No. 1023). Those Plaintiffs — Nykea Fox and Cortney Williams, identified on Exhibit A of New GM's motion — are directed to file any opposition to New GM's motion no later than **June 25, 2015**. New GM's reply, if any, shall be filed no later than **July 2, 2015**.

SO ORDERED.

Dated: June 11, 2015
New York, New York



JESSE M. ERMAN
United States District Judge