

**U.S. District Court
Southern District of New York**

In re: General Motors LLC Ignition Switch Litigation

Case Number: 1:14-md-02543-JMF

Document Number: 2080 (No document attached)

January 12, 2016

Docket Text:

ORDER with respect to [2070] and [2071] Letters Regarding Deposition Designation Disputes. The Court resolves the parties' remaining disputes as follows. First, New GM's objections are SUSTAINED with respect to page 035 of PX136 and all the pages at issue in PX596, and OVERRULED as to the other pages at issue in PX136. Second, all of Plaintiff's objections to New GM's counter-designations as to the Parks deposition are OVERRULED with the exception of the objection to Tr. 11:3-16:6, which is SUSTAINED. Third, all of New GM's objections to Plaintiff's designations as to the Parks deposition are OVERRULED with the exception of (a) the objections to Tr. 44:04-05 and 52:20-22 (the latter of which shall be remedied by including the omitted lines); and (b) Tr. 59:21-60:24, 96:24-97:15, and 109:14-110:03, as to which the Court reserves judgment pending discussion with the parties in the morning (and clarification of the document from which the witness is reading). More broadly, on the theory that it may help inform the parties' discussions with respect to future deposition designations, the Court notes that it agrees with New GM's view that its counter-designations should be played along with Plaintiff's designations, even if they arguably go beyond the scope of the latter. In the Court's view, that is consistent with the spirit (if not letter) of the Court's Individual Rules and Practices with respect to witnesses designated by both sides and the Court's authority under Rule 611 of the Federal Rules of Evidence, as it is more efficient and less confusing than requiring New GM to introduce designations separately as part of its case-in-chief. The Court will explain to the jury that both parties play a role in selecting the portions of depositions to be introduced (with the Court resolving disputes). (HEREBY ORDERED by Judge Jesse M. Furman) (Text Only Order) (Furman, Jesse)