



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE:

GENERAL MOTORS LLC IGNITION SWITCH LITIGATION

This Document Relates to All Actions

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

ORDER NO. 51

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JESSE M. FURMAN, United States District Judge:

[Regarding the April 24, 2015 Status Conference]

The Court, having held a Status Conference on April 24, 2015, and having given Lead Counsel for Plaintiffs (“Lead Counsel”) and counsel for Defendants an opportunity to be heard on the agenda items set forth in the Court’s April 21, 2015 Memo Endorsement (14-MD-2543 Docket No. 853), issues this Order to memorialize the actions taken and rulings made at the Status Conference.

I. ADDITIONAL STATUS CONFERENCE DATES

Unless and until the Court orders otherwise, the Court will also conduct additional Status Conferences on the following dates: **Tuesday, June 16, 2015** (rescheduled from the previously scheduled date of June 26, 2015); and **Friday, August 28, 2015**. Unless the Court orders or indicates otherwise, all Status Conferences will begin at **9:30 a.m. EDT** and will be held in Courtroom 1105 of the Thurgood Marshall United States Courthouse, 40 Centre Street, New York, New York.

II. COORDINATION IN RELATED ACTIONS

The parties are to continue their coordination efforts in Related Actions pursuant to Order No. 15 (14-MD-2543 Docket No. 315) and to keep the Court apprised of emerging coordination issues through their biweekly joint letter updates (*see* Order No. 8 § V, 14-MD-2543 Docket No. 249) or in separate letter updates, as circumstances require. In particular, the parties should advise the Court as

to whether they have reached agreement regarding informal coordination with counsel in the *Felix* Related Action (*see* 14-MD-2543 Docket No. 770) and the details of the proposed agreement (if any).

If the parties do not reach agreement, they should promptly inform the Court.

III. NEW GM'S DOCUMENT PRODUCTIONS

Consistent with the Court's comments at the Status Conference, the parties should continue to meet and confer regarding the data extraction issues related to New GM's Customer Assistance Center ("CAC") Service Request database identified in the parties' joint pre-conference letter (14-MD-2543 Docket No. 847, § 2) and shall raise any outstanding disagreements at the June 16, 2015 Status Conference.

IV. ADDITIONAL DOCUMENTS THAT NEW GM HAS PRODUCED TO THE U.S. GOVERNMENT

Consistent with the Court's comments at the Status Conference, the parties should continue to meet and confer regarding production of documents that New GM has produced to the U.S. government and promptly bring any unresolved issues to the Court's attention.

V. PLAINTIFFS' SUPERSEDING CONSOLIDATED DOCUMENT REQUESTS RELATED TO PHASE ONE RECALLS

For Request Nos. 2, 4(c), 8, 15, 16, 24, 33, 34, and 41, New GM shall search for potentially responsive documents by applying the search terms agreed to by the parties across the custodial files of the custodians listed in Exhibit 4 to New GM's letter brief (14-MD-2543 Docket No 857, Ex. 4). The parties should meet and confer as to whether this list of deponents should be supplemented with additional individuals reasonably targeted by plaintiffs to have responsive information, including but not limited to additional deponents noticed by Lead Counsel. The parties should also meet and confer regarding reasonable production deadlines for any such additional agreed upon custodians.

VI. PLAINTIFFS' THIRD-PARTY SUBPOENAS TO KING & SPALDING

The parties are to meet and confer regarding Plaintiffs' subpoena to third party King & Spalding LLP and should submit a proposed briefing schedule to the Court for approval.

VII. PROPOSED AMENDED ORDER REGARDING EFFECT OF THE CONSOLIDATED COMPLAINTS

The deadline for Lead Counsel to file Plaintiffs' amended consolidated complaint has been extended to **Friday, June 12, 2015**. Concomitantly with the filing of the amended consolidated complaint, Lead Counsel shall identify all factual predicates (i.e., alleged defects) and legal claims that are alleged in any individual economic loss complaints that are not included in the amended consolidated complaint. The parties should be prepared to address the timing of motion practice on any such individual economic loss claims at the June 16, 2015 Status Conference. By **Monday, June 15, 2015**, the parties also should meet and confer and submit an agreed upon proposed order putting individual plaintiff counsel on notice that they are required to coordinate discovery with Lead Counsel such that all discovery relevant to any individual economic loss complaint is pursued in the MDL or otherwise waived, unless such discovery is strictly unique to the individual action.

VIII. SETTLEMENT

The parties should continue to discuss potential alternative dispute resolution options and other settlement mechanisms.

SO ORDERED.

Dated: April 30, 2015
New York, New York



JESSE M. FURMAN
United States District Judge