

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. 99**

*This Document Relates to All Actions*

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JESSE M. FURMAN, United States District Judge:

**[Regarding the April 20, 2016 Status Conference]**

The Court, having held a Status Conference on April 20, 2016, and having given counsel an opportunity to be heard on the agenda items set forth in the Court’s April 15, 2016 Memo Endorsement (Docket No. 2798), issues this Order to memorialize the actions taken and rulings made at the Status Conference.

**I. ADDITIONAL STATUS CONFERENCE DATES**

Consistent with the Court’s comments, the Status Conference previously scheduled for June 2, 2016 has been rescheduled to **Friday, June 17, 2016, at 9:30 a.m. EDT** in Courtroom 1105 of the Thurgood Marshall United States Courthouse, 40 Centre Street, New York, New York. The Court will hold an additional Status Conference on **July 28, 2016, at 9:30 a.m. EDT**, and a joint MDL Status Conference/*Cockram* Final Pretrial Conference on **September 7, 2016, at 9:00 a.m. EDT**.

**II. COORDINATION IN RELATED ACTIONS**

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

**III. PHASE THREE DISCOVERY**

Consistent with the Court's comments, the parties should be prepared to report on the status of Phase Three Discovery (*see* Order Nos. 84 and 93, Docket Nos. 1596, 2156) following the Court's ruling on New GM's motion to dismiss the Third Amended Consolidated Complaint ("TACC").

**IV. TACC MOTION PRACTICE**

Oral argument on New GM's motion to dismiss the TACC will be heard on **Friday, June 17, 2016 at 9:30 a.m. EDT.**

**V. BELLWETHER TRIAL SCHEDULING**

Consistent with the Court's comments at the Status Conference, Bellwether Trial No. 5 (*Cockram*) shall take place between **September 12 and 30, 2016**, and Bellwether Trial No. 6 (*Norville*) between **November 14 and December 2, 2016**, as originally set forth in Order No. 75 (Docket No. 1305). By separate order, the Court will set pretrial deadlines for both trials.

No later than **Wednesday, May 11, 2016**, the parties shall submit a joint proposal and agreed upon proposed order regarding whether and to what extent additional bellwether cases should be selected for discovery and trial. If the parties are unable to reach agreement, Lead Counsel and counsel for defendants shall each submit a letter (not to exceed ten single-spaced pages) setting forth their respective positions and attaching their respective proposed orders, as well as a redline showing the differences between the two orders, consistent with Order No. 39 Section XIV (Docket No. 671).

**VI. PLAINTIFFS' EXECUTIVE COMMITTEE POSITIONS**

Consistent with the Court's comments, unless and until the Court orders otherwise, the Plaintiffs' Executive Committee position previously held by Lance Cooper shall remain vacant.

**VII. PRO SE PLAINTIFFS**


Consistent with the Court's comments, the parties will cooperate to prepare an inventory of *pro se* plaintiffs with claims pending in the MDL and will submit a joint update on the status of such plaintiffs no later than **Friday, May 20, 2016**, as well as their proposal(s) or position(s) regarding any action that should take place with respect to those parties.

**VIII. SETTLEMENT**

Consistent with the Court's comments, New GM will provide Lead Counsel with an opportunity to comment upon New GM's proposed order setting a deadline for all MDL 2543 personal injury and wrongful death plaintiffs who have not already done so to provide certain information and documents in specified formats, and will then subsequently submit the proposed order for the Court's consideration no later than **Friday, May 27, 2016**. Additionally, by no later than **Friday, May 20, 2016**, the parties should meet and confer and submit their joint request for appointment of the certified public accountant contemplated by the Common Benefit Order (Order No. 42, Docket No. 743). If the parties are unable to reach agreement, Lead Counsel and counsel for defendants shall each submit a letter (not to exceed five single-spaced pages) setting forth their respective positions and attaching their respective proposed orders, as well as a redline showing the differences between the two orders, consistent with Order No. 39 Section XIV (Docket No. 671).

SO ORDERED.

Dated: May 3, 2016  
New York, New York

  
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JESSE M. FURMAN  
United States District Judge