

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

IN RE GENETICALLY MODIFIED ) 4:06 MD 1811 CDP  
RICE LITIGATION, )  
) ALL CASES

**JOINT MOTION FOR EXTENSION OF REMAINING DEADLINES  
IN CASE MANAGEMENT ORDERS #16, #20, AND # 25  
GOVERNING SECOND GROUP OF CASES TO BE REMANDED**

The Parties in the Second Group of Cases to be Remanded have jointly agreed, subject to the Court's approval, to extend the remaining deadlines in Case Management Orders 16, 20, and 25 applicable to those cases<sup>1</sup> as follows:

1. All case-specific fact discovery shall be completed by **December 17, 2010**.
2. Plaintiffs shall disclose expert witnesses related to issues of liability and general damages and provide reports required by Rule 26(a)(2), Fed.R.Civ.P., no later than **January 10, 2011**, and shall make these expert witnesses available for depositions, and have depositions completed, no later than **January 24, 2011**.
3. Defendants shall disclose expert witnesses related to issues of liability and general damages and provide the reports required by Rule 26(a)(2), Fed.R.Civ.P., no later than **February 8, 2011**, and shall make these witnesses available for depositions, and have depositions completed, no later than **February 22, 2011**.
4. All discovery shall be completed no later than **February 22, 2011**.

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<sup>1</sup> The applicable provisions of Case Management Orders 16, 20, and 25 to the Second Group of Cases to be Remanded are: Case Management Order No. 16, Section III, Paragraph 2; Case Management Order No. 20, Paragraph 2; Case Management Order No. 25, Section A, Paragraphs 1-5; First Amendment To Case Management Order No. 25, Section A, Paragraphs 1-3.

5. Any motions for summary judgment or motions to exclude or limit expert testimony under *Daubert* or for any other reason must be filed no later than **March 7, 2011**. Briefs in opposition must be filed by **April 7, 2011**, and any reply brief shall be filed no later than **April 21, 2011**.

6. As noted in the First Amendment To Case Management Order No. 25, discovery deadlines for individual expert witnesses shall be set by the transferor court after remand. *Daubert* motions related to issues of individual damages shall be handled in the transferor districts.

WHEREFORE, the Parties in the Second Group of Cases to be Remanded respectfully request that the Court grant this Joint Motion for Extension, and for all further relief, at law or in equity, the Court deems necessary.

DATED: October 19, 2010.

**LOOPER REED & MCGRAW, P.C.**

By: /s/Andrew K. York (w/permission)  
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**ATTORNEYS-IN-CHARGE FOR PLAINTIFFS  
IN CASE NO. 4:10-CV-00054-CDP,  
AND WITH PERMISSION FOR ALL OTHER  
PLAINTIFFS IN THE SECOND GROUP OF  
CASES TO BE REMANDED**

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**ATTORNEYS FOR BAYER DEFENDANTS**

**CERTIFICATE OF SERVICE**

I certify that on October 19, 2010, I electronically filed the foregoing instrument with the Clerk of the Court to be served by operation of the Court's electronic filing system upon the parties of record.

/s/ John M. Hughes  
John M. Hughes