

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE: TEPEZZA MARKETING, SALES
PRACTICES, AND PRODUCTS LIABILITY
LITIGATION

No. 1:23-cv-03568
MDL No. 3079

This Document Relates to All Cases

Judge Thomas M. Durkin

Magistrate Judge M. David Weisman

CASE MANAGEMENT ORDER NO. 4

**(Deadlines Related to Core and Supplemental Fact Discovery, Experts, Fed. R. Civ. P. 56,
Fed. R. Evid. 702 Briefing)**

The Parties jointly submitted the following schedule pursuant to the Court’s June 10, 2024 Order (ECF No. 165) (J. Weisman), which the Court adopts:

Deadline	Date
Horizon to Select Four Initial Bellwether Discovery Cases (CMO No. 3 § III(B))	May 30, 2024
The Parties to Generate Four Random Selections for Initial Bellwether Discovery Cases (CMO No. 3 § III(C))	June 6, 2024
The Parties to Jointly Submit a Proposed Order Identifying the 12 Initial Bellwether Discovery Cases (Joint Stipulation to Modify Deadlines In CMO No. 3 § A)	June 6, 2024
Horizon’s Rule 12(B)(6) Motions on Initial Bellwether Discovery Cases (Joint Stipulation to Modify Deadlines in CMO No. 3 § C)	July 19, 2024
Court-Ordered Quarterly Mediation to Commence	On or about August 1, 2024. Subsequent meetings to be held every 90 days thereafter.
PLC’s Oppositions to Any Rule 12 Motions (CMO No. 3 § V)	August 30, 2024
Horizon’s Rule 12 Replies (CMO No. 3 § V)	September 27, 2024

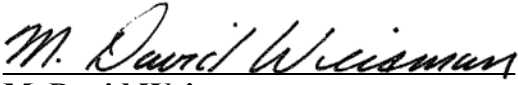
Deadline	Date
The Issues Set Forth in Horizon's Motions to Dismiss Will Be Ripe for Oral Argument By:	At the Court's discretion, on or about October 8-11, 2024
Close of Core Fact Discovery for Bellwether Discovery Cases	December 20, 2024
Simultaneous Submission of Memorandum to the Court Regarding the Parties' Recommendations for the 4 Initial Bellwether Trial Cases (CMO No. 3 § V)	January 17, 2025
Hearing to Select the Four Initial Bellwether Trial Cases	At the Court's discretion, on or about January 31, 2025
Depositions of a Limited Number of Lingering Corporate Witnesses to be Determined by the Court	At the Court's discretion, after February 14, 2025 to April 10, 2025
Close of Corporate Fact Discovery	April 10, 2025
Close of Supplemental Fact Discovery for Bellwether Trial Cases	April 10, 2025
Plaintiffs to Submit General and Case-Specific Expert Reports for 4 Bellwether Trial Cases with Proposed Dates for Deposition	May 9, 2025
Depositions of Plaintiffs' Experts for the Experts' Full-Day Deposition (Plaintiffs are to provide at least one date per week per witness during this timeframe)	Weeks of May 19, 2025 and May 26, 2025
Horizon Submits General and Case-Specific Expert Reports for 4 Bellwether Trial Cases with Proposed Dates for Deposition	June 9, 2025
Depositions of Horizon's Experts for the Experts' Full-Day Deposition (Horizon is to provide at least one date per week per witness during this timeframe)	Weeks of June 16, 2025 and June 23, 2025
Rebuttal Reports (if any)	June 20, 2025
Close of Deposition Period for Any Rebuttal Report	July 19, 2025
Parties to Submit Rule 702 Motions	August 15, 2025

Deadline	Date
Oppositions to Rule 702 Motions	September 12, 2025
Replies to Rule 702 Motions	September 26, 2025
Oral Argument on Rule 702 Motions	At the Court's discretion, on or about October 6-10, 2025
The Court anticipates Ruling on all Rule 702 Motions	At the Court's discretion, within 30 days of completion of briefing, on or about November 6, 2025
Court-Ordered Conference Regarding Motions for Summary Judgment	At the Court's discretion, on or before October 15, 2025
Summary Judgment Motions for 4 Initial Bellwether Trial Cases	October 29, 2025
Oppositions to Summary Judgment Motions for the 4 Initial Bellwether Trial Cases	November 24, 2025
Replies to Summary Judgment Motions for the 4 Initial Bellwether Trial Cases	December 12, 2025
The Issues Related to Summary Judgment Motions Will be Ripe for Oral Argument	At the Court's discretion, on or after, the week of December 16-20, 2025
Court Ruling on Any Summary Judgment Motions	At the Court's discretion, within 60 days of completion of briefing
Final Pretrial Case Management Conference	At the Court's discretion, on or about February 10-13, 2026
Motions in <i>Limine</i> for the First Bellwether Trial Plaintiff	February 16, 2026
Responses to Motions in <i>Limine</i> for the First Bellwether Trial Plaintiff	February 23, 2026
Final Pretrial Memorandum for the First Bellwether Trial Plaintiff	February 23, 2026
Final Pretrial Conference for the First Bellwether Trial Plaintiff	March 2, 2026
Final Pretrial Conference Follow-up (if necessary)	March 3, 2026

Deadline	Date
First Bellwether Plaintiff Trial (3-4 weeks)	March 9, 2026
Second Bellwether Plaintiff Trial (3-4 weeks)	May 4, 2026
Third Bellwether Plaintiff Trial (3-4 weeks)	June 29, 2026
Fourth Bellwether Plaintiff Trial (3-4 weeks)	August 24, 2026

SO ORDERED.

Date: July 2, 2024


M. David Weisman
United States Magistrate Judge