

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: DAVOL, INC./C.R. BARD,
INC., POLYPROPYLENE HERNIA
MESH PRODUCTS LIABILITY
LITIGATION

Case No. 2:18-md-2846

JUDGE EDMUND A. SARGUS, JR.
Magistrate Judge Kimberly A. Jolson

This document relates to:
ALL ACTIONS.

CASE MANAGEMENT ORDER NO. 21

PSC Access to Plaintiff Profile Forms

In order to facilitate the bellwether trial cases selection process, as well as to ensure that both the Plaintiffs' Steering Committee ("PSC") and the Defendants have access to the same Plaintiff Profile Form ("PPF") data, and in furtherance of CMO 8 (ECF No. 57), the PSC shall have access to all PPFs served by Plaintiffs that were generated in this MDL and served upon Defendants. This includes any deficiency cures resulting in updated or amended PPFs that Plaintiffs may serve on Defendants. Defendants have a third party vendor, Litigation Management, Inc. ("LMI"), they have retained to store the PPFs. The PSC will pay LMI a per record cost to transfer the material via FTP or hard drive so that the PSC has access to the same information as the Defendants have.

The initial transfer will occur by December 4, 2019 and thereafter the transfer of PPFs will occur once per month as needed on a schedule agreed to between the PSC and LMI. LMI will invoice the PSC for the per record cost to transfer the PPFs and any pass

through costs associated with transferring the PPFs. Plaintiff's counsel will then remit payment to LMI within 7 days of receipt of the PPFs.

Accordingly, the Court **ORDERS** the Defendants and the PSC to work together with Defendants' PPF document storage vendor to arrange for the PSC's access to the PPF information until the Court selects the first three bellwether trial cases.

IT IS SO ORDERED.

12-2-2019
DATE


EDMUND A. SARGUS, JR.
UNITED STATES DISTRICT JUDGE


KIMBERLY A. JOLSON
UNITED STATES MAGISTRATE JUDGE