

FILED

January 6, 2023

HON. BRUCE J. KAPLAN, J.S.C.

**IN RE: TAXOTERE LITIGATION**

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION – MIDDLESEX COUNTY

CASE TYPE: MCL NO. 628

MASTER DOCKET NO.:

MID-L-4998-18-CM

**CIVIL ACTION  
IN RE TAXOTERE LITIGATION**

**ORDER MODIFYING  
PHASE III BELLWETHER DISCOVERY**

**THIS MATTER** having come before the Court by way of teleconference held on December 21, 2022, and the Court having reviewed the parties proposed orders, and for good cause shown;

**IT IS** on this 6th day of January, 2023;

**ORDERED** that pursuant to the June 15, 2021 First Amended Order on Selection of Bellwether Discovery Cases and Trial Cases (“Bellwether Order”), the following four cases have been selected as Phase III Discovery Cases:

1. Adams v. Sanofi, Docket No.: MID-L-6088-18
2. King v. Sanofi, Docket No.: MID-L-7645-18
3. Linton v. Sanofi, Docket No.: MID-L-7663-18
4. Massey v. Sanofi, Docket No.: MID-L-7675-18

**ORDERED** that based on representation of Sanofi, that discovery has revealed sufficient evidence that Plaintiffs’ claims are barred by the statute of limitations, the Court will stay Phase III Discovery pending resolution of the statute of limitations issue; and it is further

**ORDERED** that Sanofi may file case-specific dispositive motions concerning this limited issue, of the statute of limitations, only in the Phase III bellwether cases pursuant to the schedule below for a February 10, 2023 return date; at which time the parties will meet and confer to develop a proposed schedule for the completion of Phase III discovery; and it is further

**ORDERED** that Sanofi's statute of limitations motions shall be due on January 13, 2023; briefs in opposition shall be due on January 24, 2023; and replies in support of the statute of limitations motions shall be due on January 30, 2023; and it is further

**ORDERED** that the January 12, 2023 Case Management Conference and pre-Case Management Conference are canceled; the parties will discuss and propose a date for the next Case Management Conference to the Court; and it is further

**ORDERED** that service of this Order shall be deemed effectuated upon all parties upon its upload to eCourts. If applicable, pursuant to R. 1:5-1(a), movant shall serve a copy of this Order on all parties not served electronically within seven (7) days of the entry of the Order.

*Bruce J. Kaplan*  
HONORABLE BRUCE J. KAPLAN, J.S.C.

This Order is entered pursuant to the Conference held on December 21, 2022.