

James E. Cecchi, Esq.
Donald A. Ecklund, Esq.
Carella, Byrne, Cecchi,
Olstein, Brody & Agnello
5 Becker Farm Road
Roseland, New Jersey 07068
(973) 994-1700

Christopher A. Seeger, Esq.
David R. Buchanan, Esq.
Seeger Weiss LLP
One William Street
New York, New York 10004
(212) 584-0700

Plaintiffs' Co-Liaison Counsel

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

RECEIVED

JUL 14 2011

AT 8:30 _____ M
WILLIAM T. WALSH
CLERK

IN RE: FOSAMAX (ALENDRONATE
SODIUM) PRODUCTS LIABILITY
LITIGATION (No. II)

Civil Action No. 08-08(GEB)(LHG)

MDL No. 2243

CASE MANAGEMENT ORDER NO. 3

THIS DOCUMENT RELATES TO:

(Appointment of Plaintiffs' Steering
Committee)

ALL CASES

THIS MATTER having been opened to the Court by Carella, Byrne, Cecchi,
Olstein, Brody & Agnello and Seeger Weiss LLP, Co-Liaison Counsel for Plaintiffs,
and the Court having read Co-Liaison Counsel's application, and good cause
appearing,

IT IS THIS ^{14th} day of July, 2011 **ORDERED** as follows:

1. The Court designates the following attorneys and firms as the
Plaintiffs' Steering Committee:

James E. Cecchi
Carella, Byrne, Cecchi,
Olstein, Brody & Agnello
5 Becker Farm Road
Roseland, NJ 07068

Christopher A. Seeger
Seeger Weiss LLP
One William Street
New York, NY 10004

Fred Thompson
Motley Rice, LLC
28 Bridgeside Blvd.
Mount Pleasant, SC 29464

Frank E. Piscitelli, Jr.
The Piscitelli Law Firm
55 Public Square, Suite 1950
Cleveland, OH 44113

Arnold Levin
Levin, Fishbein, Sedran & Berman
510 Walnut Street, Suite 500
New Orleans, LA 70113

David J. Dickens
The Miller Firm LLC
The Sherman Building
108 Railroad Avenue
Orange, Virginia 22960

Wesley Chadwick Cook
Beasley, Allen, Crow, Methvin
Portis & Miles, P.C.
218 Commerce Street
Montgomery, AL 36104

Mark P. Robinson, Jr.
Robinson, Calcagnie & Robinson
620 Newport Center Drive, 7th Floor
Newport Beach, CA 92660

Victoria J. Maniatis
Sanders, Wiener, Grossman, LLP
100 Hendricks Road
Mineola, NY 11501

Leonard A. Davis
Herman Gerel LLP
820 O'Keefe Avenue
New Orleans, LA 70113

James R. Dugan
The Dugan Law Firm
One Canal Place, Suite 1000
365 Canal Street
New Orleans, LA 70113

2. The Plaintiffs' Steering Committee, at the direction of Co-Liaison Counsel, shall be responsible for coordinating the activities of plaintiffs during pretrial proceedings and shall:

- a. initiate, coordinate, and conduct all common benefit pretrial discovery on behalf of the plaintiffs;

b. develop and propose to the Court schedules for the commencement, execution, and completion of all discovery on behalf of all plaintiffs;

c. determine and shall have sole authority to present (in briefs, oral argument, or such other fashion as may be appropriate, personally or by a designee) to the Court and opposing parties the position of the plaintiffs on all matters arising during pretrial proceedings;

d. act as spokesperson for all plaintiffs at pretrial proceedings and in response to any inquiries by the Court;

e. explore, develop, and pursue all settlement negotiations on behalf of plaintiffs;

f. delegate specific tasks to other counsel or to create subcommittees of counsel, in a manner to ensure that pretrial preparation for the plaintiffs is conducted efficiently and effectively;

g. enter into stipulations with opposing counsel as necessary for the conduct of the litigation;

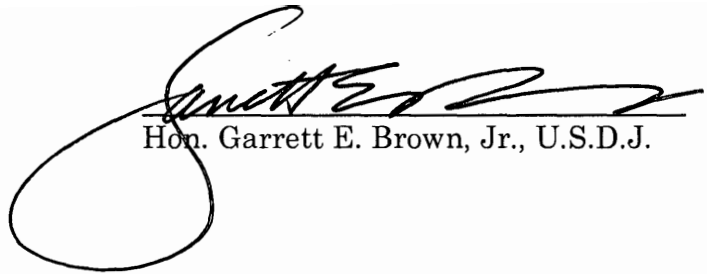
h. monitor the activities of all counsel to ensure that schedules are met and unnecessary expenditures of time and funds are avoided;

i. perform such other duties as may be incidental to the proper coordination of plaintiffs' pretrial activities, to accomplish its

responsibilities as defined by this Court, or as authorized by further orders of this Court.

Dated:

July 15, 2011



Hon. Garrett E. Brown, Jr., U.S.D.J.