

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

)
**IN RE: CONAGRA PEANUT BUTTER)
PRODUCTS LIABILITY LITIGATION)**

)

**Civil Action No.
1:07-md-1845-TWT
ALL CASES**

SHOW CAUSE ORDER

This matter is before the Court pursuant to its order dated June 15, 2010, and upon motion made by ConAgra Foods, Inc. (“ConAgra”), at the July 9, 2010, status conference in this litigation. Having considered the motion, the order, and the need for the orderly management of the cases consolidated herein, the Court hereby finds and orders as follows:

WHEREAS, at its April 29, 2010, status conference in this matter, the Court directed the preparation and submission by each active plaintiff of a Case Status Report, so that liaison counsel for the Parties and the Court could determine whether each such plaintiff expects to participate in the claims settlement process or is seeking trial in this or another district;

WHEREAS, by order dated June 15, 2010, the Court directed counsel for plaintiffs in each pending case to complete a two-page Case Status Report, the

form of which was attached to the order, and submit it to liaison counsel for plaintiffs and defendant and the deputy clerk for these chambers by July 2, 2010;

WHEREAS, the plaintiffs identified in Exhibit A hereto have failed to submit a Case Status Report to date;

WHEREAS, at a July 9, 2009, status conference in this matter, liaison counsel for plaintiffs and defendants agreed that the Case Status Reports timely submitted were helpful to an understanding of the posture and likelihood of resolution of the affected cases; the Court deemed them essential to the orderly management of these cases at this point in time; that Court directed liaison counsel for ConAgra to submit an order requiring those plaintiffs identified in Exhibit A to show cause, if they can, why they have failed to complete and submit a Case Status Report to date, and why their cases should not be dismissed with prejudice, for want of prosecution, as a result;

NOW, THEREFORE, the Court hereby **ORDERS AND DIRECTS** each plaintiff listed on Exhibit A hereto to show cause, during or before the next scheduled status conference in this matter, scheduled for **11:30 a.m. E.D.T., August 26, 2010**, why their cases should not be dismissed with prejudice for failure to comply timely with this Court's June 15, 2010, order.

Liaison counsel for defendant, ConAgra Foods, Inc. is directed to electronically file notice of this Order in each individual case in which this Order is applicable.

It is so ORDERED this 16th day of August, 2010.

/s/Thomas W. Thrash
Thomas W. Thrash, Jr.
United States District Court Judge

Submitted by:

/s/ James F. Neale
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