

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

**IN RE: FRESENIUS
GRANUFLO/NATURALYTE
DIALYSATE PRODUCTS
LIABILITY LITIGATION**

MDL No. 1:13-md-2428-DPW

This Document Relates to:

All Cases

**[PROPOSED] ORDER APPOINTING ERIC D. GREEN
AS GLOBAL SETTLEMENT SPECIAL MASTER**

WOODLOCK, District Judge:

THIS MATTER, having been submitted to the Court on agreement of the parties and for good cause shown, IT IS HEREBY ORDERED as follows:

Pursuant to FRCP 53 and the broad authority granted by 28 U.S.C. sec. 1407, the Court finds that it is in the interests of judicial and economic efficiency and the furtherance of the parties' settlement-in-principle to appoint Professor Eric D. Green, Esq. as Settlement Special Master. I further find that he is well qualified to perform this role. I therefore hereby appoint Professor Green as Special Master to perform certain roles as set forth below concerning the recently announced global agreement-in-principle to resolve all personal injury and wrongful death claims.

In order to assist the plaintiffs and FMCNA to effectuate their agreement-in-principle, Professor Green is authorized by this Court to perform any and all of the following tasks:

- Mediation of any disputes in the creation of a Master Settlement Agreement that cannot be settled by the parties despite best faith efforts;
- Approval of the final settlement allocation plan as developed by Professor Green with the involvement and advice of plaintiffs' leadership;

- Resolution of any issues or questions raised by any plaintiffs' counsel related to the final settlement allocation plan;
- Contributing to the oversight of the claims administration process, in concert with the plaintiffs' leadership and the settlement claims administration firm, including but not limited to:
 - Resolution of appeals from compensation awards; and
 - Questions or conflicts concerning the sufficiency of submissions in support of compensation awards; and
- Any other matters generally related to the settlement process appropriate for Professor Green as he and/or the plaintiffs' leadership may identify.

The Court understands that Professor Green has generously offered to perform his role *pro bono* and will not charge the parties for his services.

Professor Green shall report from time to time to this Court, as requested, with a status of the settlement program and to address any other matters as may arise relating to same.

IT IS SO ORDERED.

Signed this ____ day of April, 2016.

Douglas P. Woodlock, District Judge