

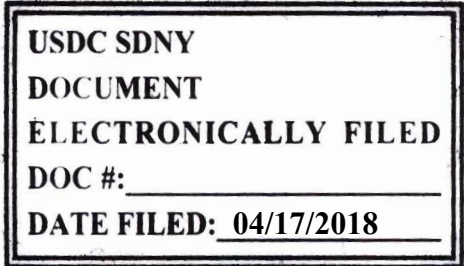
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x
IN RE:

GENERAL MOTORS LLC IGNITION SWITCH
LITIGATION

This Document Relates To:

- Abney et al v. General Motors, LLC, 14-CV-5810;*
- Abram, et al., v. General Motors LLC, 16-CV-0924;*
- Adesanya, et al., v. General Motors LLC, 16-CV-0925;*
- Alexander, et al., v. General Motors LLC, 16-CV-9518;*
- Altebaumer et al v. General Motors, LLC, 15-CV-4142;*
- Athey v. General Motors LLC, 16-CV-3105;*
- Atz, et al., v. General Motors LLC, 15-CV-5222;*
- Bagwell, et al., v. General Motors LLC, 15-CV-7412;*
- Barros v. General Motors LLC, et al., 15-CV-1794;*
- Bermudez, et al., v. General Motors LLC, 15-CV-2644;*
- Bersano, et al., v. General Motors LLC, 15-CV-0550;*
- Blood v. General Motors, LLC, 15-CV-6578;*
- Bradford v. General Motors LLC, 15-CV-4088;*
- Brandjes et al v. General Motors, LLC, 17-CV-6858;*
- Brooks v. General Motors LLC, 16-CV-2335;*
- Brown v. General Motors LLC, 16-CV-5947;*
- Brown, et al. v. General Motors LLC, 16-CV-7420;*
- Buckley, et al., v. General Motors LLC, 16-CV-3768;*
- Carroll, et al., v. General Motors LLC, 15-CV-8324;*
- Castillo, et al., v. General Motors LLC, 17-CV-0482;*
- Danley, et al., v. General Motors LLC, 15-CV-4647;*
- Dillabough, et al., v. General Motors LLC, 16-CV-1944;*
- Doup, et al., v. General Motors LLC, 15-CV-3592;*
- Doyle, et al., v. General Motors LLC, 16-CV-1173;*
- Dunlap, et al., v. General Motors LLC, 17-CV-1050;*
- Fleck, et al. v. General Motors, LLC, 14-CV-8176;*
- Hearn, et al., v. General Motors LLC, 16-CV-2047;*
- Kats, et al., v. General Motors LLC, 16-CV-5491;*
- Maresca, et al., v. General Motors LLC, 15-CV-3702;*
- Mistrot, et al., v. General Motors LLC, 16-CV-2919;*
- Mudgett, et al., v. General Motors LLC, 16-CV-9222;*
- Patterson v. General Motors LLC, 15-CV-2089;*
- Pittman v. General Motors LLC, 15-CV-3330;*
- Scovil, et al., v. General Motors LLC, 16-CV-5251;*
- Smith, et al., v. General Motors LLC, 16-CV-8683;*
- Soehl, et al., v. General Motors LLC, 16-CV-7258;*
- Staton, et al., v. General Motors LLC, 16-CV-2315;*



14-MD-2543 (JMF)
14-MC-2543 (JMF)

ORDER NO. 149

Stewart, et al. v. General Motors LLC, 17-CV-2610;
Vega, et al., v. General Motors LLC, 16-CV-10041;
Williams v. General Motors LLC, 16-CV-0394;
Wilson v. General Motors LLC, 16-CV-1345;
Wren v. General Motors LLC, 15-CV-0761;
Zapata, et al. v. General Motors LLC, 17-CV-2686

-----X

JESSE M. FURMAN, United States District Judge:

[Regarding Withdrawal of Representation by the Firms as to Certain Plaintiffs]

Hilliard Martinez Gonzales, Thomas J. Henry Injury Attorneys, Bailey Peavy Bailey Cown Heckaman, PLLC, The Potts Law Firm, LLP, The Carlson Law Firm, P.C., Weller, Green, Toups & Terrell, LLP, Law Offices of Gregory K. Evans, PLLC, David Bryant Law, PLLC, The Dugan Law Firm, APLC, Flood Law Group, LLP, Amaro Law Firm, Brent Coon & Associates, Nastlaw, LLC, and Viles & Beckman, LLC (collectively, the “Firms”) have moved to withdraw from their respective representation of 164 plaintiffs (the “Affected Plaintiffs”) in response to New GM’s notices or motions filed pursuant to Order 140. The 164 Affected Plaintiffs subject to the Firms’ Motions are identified in Exhibit A attached hereto. New GM does not oppose the Motions as to the Affected Plaintiffs, but filed a response on April 13, 2018, seeking an order setting forth a process consistent with the process adopted by the Court in Order No. 137 (Docket No. 4840) to address the claims of the Affected Plaintiffs listed on Exhibit A.

Upon consideration of the Firms’ motion and New GM’s proposed order, and for good cause shown, it is hereby ORDERED that:

1. The Firms’ Motions are hereby GRANTED, substantially for the reasons set forth in their memoranda of law and supporting declarations (some of which were filed under seal because they reveal confidential attorney-client communications and strategy). (*See e.g.*, MDL Docket Nos. 4991 and 4992).

2. As a condition of withdrawal, the Firms shall, **no later than April 23, 2018**,

serve upon each of the Affected Plaintiffs (1) a copy of the “Notice to Certain Plaintiffs in General Motors Ignition Switch Litigation” attached hereto as Exhibit B; (2) a copy of this Order; and (3) a copy of this Court’s Individual Rules and Practices for *Pro Se* Cases, which is attached to this Order as Exhibit C. The Order and the Court’s Individual Rules should be attached to the “Notice to Certain Plaintiffs in General Motors Ignition Switch Litigation” such that the “Notice” is the first page of the materials enclosed. The Firms shall file proof of such service **no later than April 30, 2018**. Additionally, within **ten (10) days** of entry of this Order each of the Firms shall file with the Court (on the 14-MD-2543 Docket) a single document identifying (1) the current service address, including email address where available, for each of their Affected Plaintiffs; and (2) any Affected Plaintiff who remains represented by other counsel and the contact information for such counsel. The Firms shall submit a copy of the document, in Microsoft Word or Microsoft Excel format, to the Court by e-mail on the same date.

3. Each of the Affected Plaintiffs is hereby ordered to file, **in the form of a new lawsuit**, an amended and severed complaint in the United States District Court for the Southern District of New York within ninety (90) days — that is, **July 16, 2018** — and to pay any filing fee associated with filing a complaint pursuant to 28 U.S.C. § 1914(a). In conjunction with any amended and severed complaint, an Affected Plaintiff shall also file a Related Case Statement, available at www.nysd.uscourts.gov/forms.php, identifying the new lawsuit as related to these proceedings (*In General Motors Ignition Switch Litigation*, 14-MD-2543 (JMF)). As another federal court has explained:

In multidistrict cases considering severance of cases, courts have noted that the filing fee has two salutary purposes. First, it is a revenue raising measure. Second, § 1914(a) acts as a threshold barrier, albeit a modest one, against the filing of frivolous or otherwise meritless lawsuits. Had each plaintiff initially instituted a separate lawsuit as should have occurred here, a fee would have been collected for each one. Thus, the federal fisc and more particularly the federal courts are being

wrongfully deprived of their due. By misjoining claims, a lawyer or party need not balance the payment of the filing fee against the merits of the claim or claims.

In re BitTorrent Adult Film Copyright Infringement Cases, 296 F.R.D. 80, 92 (E.D.N.Y. 2012) (internal citations and quotations omitted); *accord In re Asbestos Prod. Liab. Litig.*, 2008 WL 4290954, at *2–3 (E.D. Pa. Sept. 18, 2008) (requiring amended and severed complaint and payment of filing fee within 60 days on pain of dismissal with prejudice); *In re Seroquel Prod. Liab. Litig.*, 2007 WL 737589, at *2–3 (M.D. Fla. Mar. 7, 2007) (noting “gatekeeping feature of a filing fee and the cost of managing [] additional cases in the federal court system as a whole, both as a part of this multi-district case and once remanded to the transferor or proper court, as individual cases”); *In re Diet Drugs*, 325 F.Supp.2d 540, 542 (E.D.Pa. 2004) (“We view the payment of a [] filing fee for every severed and amended complaint not only as just but as mandated by § 1914(a). We do not read § 1914(a) to bestow a free ride on misjoined or misjoining plaintiffs.”).

4. Pursuant to Order No. 144 (MDL Docket No. 5296), in order to facilitate the assignment of these new cases to the undersigned for inclusion in the MDL and the orderly termination of Affected Plaintiffs from their initial dockets (as of the date of the newly filed amended and severed complaint), each Affected Plaintiff shall (1) prominently note in the Related Case Statement that he or she is an existing plaintiff in an existing case, citing the case name and docket number of that case; (2) reference in the Related Case Statement the MDL Order pursuant to which he or she is filing an amended and severed complaint; and (3) attach as an exhibit to the Related Case Statement a copy of the *original* complaint in which the Affected Plaintiff is already associated (if the Affected Plaintiff has access to the original complaint).

5. Any Affected Plaintiff who fails to comply with his or her obligation under the Order to file, as a new lawsuit in this District, an amended and severed complaint and to pay

any associated filing fee will be subject to having his or her claims dismissed. If any Affected Plaintiff has not filed, as a new lawsuit in this District, an amended and severed complaint and paid any filing fee within ninety (90) days of this Order, New GM may file a First Notice of Non-Compliance identifying the Affected Plaintiffs who have failed to comply with this Order and requesting that the Court enter an Order dismissing their claims without prejudice. New GM will serve any non-compliant Affected Plaintiff with the First Notice of Non-Compliance and any Order issued by the Court with respect to that Notice — by sending a copy via first class mail to the mailing address and/or email (where available) using the contact information provided by the Firms — and file proof of service.

6. If the Court dismisses the claims of an Affected Plaintiff without prejudice under the previous paragraph, the Order dismissing the claim without prejudice will be converted to a Dismissal With Prejudice upon New GM's filing of a Second Notice of Non-Compliance — to be filed no earlier than thirty (30) days after the Court's entry of the Order of dismissal without prejudice — unless an Affected Plaintiff files, in the form of a new lawsuit in this District, an amended and severed complaint and pays any associated filing fee. New GM will likewise serve any non-compliant Affected Plaintiff with the Second Notice of Non-Compliance and any order issued by the Court with respect to that Notice — by sending a copy via first class mail to the mailing address and/or email (where available) using the contact information provided by the Firms — and file proof of service.

7. If or when an Affected Plaintiff files, as a new lawsuit in this District, an amended and severed complaint and pays any associated filing fee, the Court will sever that Affected Plaintiff from his or her existing omnibus complaint. (There is no need to do so with respect to any Affected Plaintiff who fails to file an amended and severed complaint by the deadline, as

his or her claims will be dismissed from his or her existing omnibus complaint.) *See* Fed. R. Civ. P. 21 (“The court may also sever any claim against a party.”). If the Court fails to do so within fourteen days of an amended and severed complaint being filed, New GM shall advise the Court by letter.

8. Within thirty (30) days of the entry of any Order dismissing the claims of Affected Plaintiffs with prejudice pursuant to this Order, New GM will advise the Court of its views with respect to proposed next steps for any non-dismissed Affected Plaintiffs. New GM should first endeavor to meet and confer in good faith with such Affected Plaintiffs (or, if represented, with such Affected Plaintiffs’ counsel).

9. Affected Plaintiffs are advised that all communications with the Court by a *pro se* (that is, unrepresented) party must be mailed to the *Pro Se* Office, United States Courthouse, 500 Pearl Street, Room 200, New York, New York 10007. No documents or court filings should be sent directly to the Chambers of the undersigned. Copies of correspondence between a *pro se* party and counsel shall not be sent to the Court. Affected Plaintiffs are also advised that there is a *Pro Se* Law Clinic in this District to assist non-incarcerated people who are parties in civil cases and do not have lawyers. The Clinic may be able to provide unrepresented Affected Plaintiffs with advice in connection with this case. The *Pro Se* Law Clinic is run by a private organization called the New York Legal Assistance Group; it is not part of, or run by, the Court (and, among other things, therefore cannot accept filings on behalf of the Court, which must still be made by any unrepresented party through the *Pro Se* Intake Unit). The Clinic is located in the Thurgood Marshall United States Courthouse, 40 Centre Street, New York, New York, in Room LL22, which is just inside the Pearl Street entrance to that Courthouse. The Clinic is open on weekdays from 10 a.m. to 4 p.m., except on days when the Court is closed. An Affected

Plaintiff can make an appointment in person or by calling (212) 659-6190.

10. New GM shall promptly serve Affected Plaintiffs with any Order issued by the Court that may affect their rights and file proof of such service.

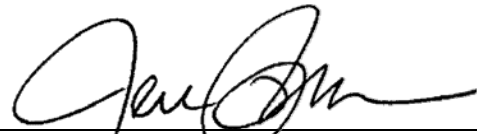
The Clerk of Court is directed to terminate:

- 14-CV-5810, Docket No. 565;
- 14-CV-8176, Docket No. 772;
- 14-MD-2543, Docket Nos. 5111, 5124, 5132, 5137, 5150;
- 15-CV-0550, Docket No. 197;
- 15-CV-0761, Docket No. 178;
- 15-CV-1794, Docket No. 174;
- 15-CV-2644, Docket No. 199;
- 15-CV-3592, Docket No. 163;
- 15-CV-3702, Docket No. 167;
- 15-CV-4142, Docket No. 189;
- 15-CV-4647, Docket No. 160;
- 15-CV-5222, Docket No. 171;
- 15-CV-6578, Docket No. 165;
- 15-CV-8324, Docket No. 355;
- 16-CV-0925, Docket Nos. 112, 115;
- 16-CV-1173, Docket No. 89;
- 16-CV-1944, Docket No. 99;
- 16-CV-2047, Docket No. 102;
- 16-CV-3105, Docket No. 103;

- 16-CV-5491, Docket No. 99;
- 16-CV-5947, Docket No. 92;
- 16-CV-7420, Docket No. 63;
- 16-CV-10041, Docket No. 56;
- 17-CV-0482, Docket No. 61;
- 17-CV-6858, Docket No. 41; and
- 15-CV-7412, Docket No. 120.

SO ORDERED.

Dated: April 16, 2018
New York, New York



JESSE M. FURMAN
United States District Judge

Exhibit A

Exhibit A

Name	Case Caption
Bailey, Ruby	Abney et al v. General Motors, LLC; 1:14-cv-05810
Crosier, Beatrice	Abney et al v. General Motors, LLC; 1:14-cv-05810
Harris, Carrie	Abney et al v. General Motors, LLC; 1:14-cv-05810
Johnson, Pam	Abney et al v. General Motors, LLC; 1:14-cv-05810
Flores, Louie Carlos	Abram, et al., v. General Motors LLC; 1:16-cv-00924
King, Barbara	Abram, et al., v. General Motors LLC; 1:16-cv-00924
Palafox, Erminio	Abram, et al., v. General Motors LLC; 1:16-cv-00924
Rodriguez, Ruben	Abram, et al., v. General Motors LLC; 1:16-cv-00924
Simmons-Roberts, Geraldine	Abram, et al., v. General Motors LLC; 1:16-cv-00924
Sink, Holly	Abram, et al., v. General Motors LLC; 1:16-cv-00924
Sionne, Joseph	Abram, et al., v. General Motors LLC; 1:16-cv-00924
West, Christine	Abram, et al., v. General Motors LLC; 1:16-cv-00924
Bailey, Ladonna (OBO Nolan, Kirkline)	Adesanya, et al., v. General Motors LLC; 1:16-cv-00925
Savoy, Alesha	Adesanya, et al., v. General Motors LLC; 1:16-cv-00925
Bradley, Linda	Alexander, et al., v. General Motors LLC; 1:16-cv-09518
Brooks, Erica	Alexander, et al., v. General Motors LLC; 1:16-cv-09518
Bull Calf, Merivone	Alexander, et al., v. General Motors LLC; 1:16-cv-09518
Parfait, Kevin	Alexander, et al., v. General Motors LLC; 1:16-cv-09518
Robinson, Yvonne	Alexander, et al., v. General Motors LLC; 1:16-cv-09518
Watts, Kori	Alexander, et al., v. General Motors LLC; 1:16-cv-09518
Dunn, Otis	Altebaumer et al v. General Motors, LLC; 1:15-cv-04142
Dunn, Rose	Altebaumer et al v. General Motors, LLC; 1:15-cv-04142
Farrell, Emanuel	Altebaumer et al v. General Motors, LLC; 1:15-cv-04142
Fleming, James	Altebaumer et al v. General Motors, LLC; 1:15-cv-04142
Herrmann, Kristen	Altebaumer et al v. General Motors, LLC; 1:15-cv-04142
Richardson	Altebaumer et al v. General Motors, LLC; 1:15-cv-04142

Exhibit A

Name	Case Caption
Vance, Joe	Altebaumer et al v. General Motors, LLC; 1:15-cv-04142
Vance, Rosetta	Altebaumer et al v. General Motors, LLC; 1:15-cv-04142
Daugherty, Catherine	Athey v. General Motors LLC; 1:16-cv-03105
Moore, Cynthia	Athey v. General Motors LLC; 1:16-cv-03105
Moore, Edward	Athey v. General Motors LLC; 1:16-cv-03105
Padia, Sheena	Athey v. General Motors LLC; 1:16-cv-03105
Hubbard, Andy	Atz, et al., v. General Motors LLC; 1:15-cv-05222
Nelson, Javanna	Atz, et al., v. General Motors LLC; 1:15-cv-05222
Spradlin, Steven	Atz, et al., v. General Motors LLC; 1:15-cv-05222
Triplett, Lorena	Atz, et al., v. General Motors LLC; 1:15-cv-05222
Gomez, Stella	Bagwell, et al., v. General Motors LLC; 1:15-cv-07412
Harrison, Stacy	Bagwell, et al., v. General Motors LLC; 1:15-cv-07412
Santiago, Raymond (Barros, Virgenmina OBO)	Barros v. General Motors LLC, et al.; 1:15-cv-01794
Blackwell, Mark	Bermudez, et al., v. General Motors LLC; 1:15-cv-02644
Hardesty, Shirlene	Bermudez, et al., v. General Motors LLC; 1:15-cv-02644
Neils, Larissa	Bermudez, et al., v. General Motors LLC; 1:15-cv-02644
Brown, Brittnie (OBO Smith, Malachi)	Bersano, et al., v. General Motors LLC; 1:15-cv-00550
Courtney, Kristynne, (IARE Cline, Wanda and Miller, Katrina)	Bersano, et al., v. General Motors LLC; 1:15-cv-00550
Coleman, Ashley, (IARE Ledbetter, Shaquel - Deceased)	Bersano, et al., v. General Motors LLC; 1:15-cv-00550
Nolton, Vicki (IARE Davis, Ronnell)	Bersano, et al., v. General Motors LLC; 1:15-cv-00550
Pusher, Santana	Bersano, et al., v. General Motors LLC; 1:15-cv-00550
Smith, Christopher	Bersano, et al., v. General Motors LLC; 1:15-cv-00550
Smith, Michael	Bersano, et al., v. General Motors LLC; 1:15-cv-00550
Coward, Carl	Blood v. General Motors, LLC; 1:15-cv-06578

Exhibit A

Name	Case Caption
Clay, Nicole	Bradford v. General Motors LLC; 1:15-cv-4088
Claywell, Joseph	Bradford v. General Motors LLC; 1:15-cv-4088
Johnson, Cory	Bradford v. General Motors LLC; 1:15-cv-4088
Brooks, Elizabeth	Brooks v. General Motors LLC; 1:16-cv-02335
Hayward, Danny	Brown v. General Motors LLC; 1:16-cv-05947
Pittman, Amy	Brown v. General Motors LLC; 1:16-cv-05947
Rice, Willie	Brown v. General Motors LLC; 1:16-cv-05947
Roberson, Shaniquia	Brown, et al. v. General Motors LLC; 1:16-cv-07420
Brulotte Jr., Normand	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Buckley-Jackson, Dawn	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Guyton, Regina	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Hamilton, Lionel	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Lesiak, Kathleen	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Moesta, Richard	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Mondy, Shamaya	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Perkins, Holly	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Rebon, Laurie	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Roland, Michael	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Soto, Angel	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Soto, Peggy	Buckley, et al., v. General Motors LLC; 1:16-cv-03768
Edmonds, Lillian	Carroll, et al., v. General Motors LLC; 1:15-cv-08324
Camarillo, Jorge	Castillo, et al., v. General Motors LLC; 1:17-cv-00482
McGinnis, Greg	Castillo, et al., v. General Motors LLC; 1:17-cv-00482
Muniz, David	Castillo, et al., v. General Motors LLC; 1:17-cv-00482
Pierce, Olisha	Castillo, et al., v. General Motors LLC; 1:17-cv-00482
Pierce, Patrick	Castillo, et al., v. General Motors LLC; 1:17-cv-00482
Schmick, Franklin	Castillo, et al., v. General Motors LLC; 1:17-cv-00482

Exhibit A

Name	Case Caption
Vasquez, Jr., Victor	Castillo, et al., v. General Motors LLC; 1:17-cv-00482
Danley, Emma	Danley, et al., v. General Motors LLC; 1:15-cv-04647
Adams, Ilesha	Dillabough, et al., v. General Motors LLC; 16-cv-01944
Bryant, Tamikiara	Dillabough, et al., v. General Motors LLC; 16-cv-01944
Hull, Robert	Dillabough, et al., v. General Motors LLC; 16-cv-01944
Luna, Mary	Dillabough, et al., v. General Motors LLC; 16-cv-01944
Ostrander, Edward	Dillabough, et al., v. General Motors LLC; 16-cv-01944
Smoak, Annie	Dillabough, et al., v. General Motors LLC; 16-cv-01944
Gardner, Perry	Doup, et al., v. General Motors LLC; 1:15-cv-03592
Parks, Mary	Doup, et al., v. General Motors LLC; 1:15-cv-03592
Ramos, Salvatore (IARE Ramos, Salvatore D.)	Doup, et al., v. General Motors LLC; 1:15-cv-03592
Doyle, Joseph	Doyle, et al., v. General Motors LLC; 1:16-cv-01173
Gregory, Albert	Doyle, et al., v. General Motors LLC; 1:16-cv-01173
Cole, Bryce	Dunlap, et al., v. General Motors LLC; 1:17-cv-01050
McCovery, Laura	Dunlap, et al., v. General Motors LLC; 1:17-cv-01050
Saxon, Peter	Dunlap, et al., v. General Motors LLC; 1:17-cv-01050
Boylan, Robert	Fleck, et al. v. General Motors, LLC; 1:14-cv-08176
Alfred, Andy	Hearn, et al., v. General Motors LLC; 1:16-cv-02047
Woods, Shardae	Hearn, et al., v. General Motors LLC; 1:16-cv-02047
Zuppardo, Sabrina	Hearn, et al., v. General Motors LLC; 1:16-cv-02047
Brown, Cheryl	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Castellon, Colleen	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Castellon, Mary	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Couvson, John	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Danielowicz, Amy	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Diggs, Lucinda	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Kolioulis, Maria	Kats, et al., v. General Motors LLC; 1:16-cv-05491

Exhibit A

Name	Case Caption
Lang, Craig	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Peterson, Carla	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Suggs, Jeff	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Yadron, Raymond	Kats, et al., v. General Motors LLC; 1:16-cv-05491
Borden, Tyler	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Botich, Penny	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Brewer, Frankie	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Jarboe, Terrance	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Jarboe, Terrance (IARE Jarboe, Mary)	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Jarboe, Terrance (IARE Jarboe, Paul)	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Kaiser, Nathan	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Kosley, Debbie	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Lesiak, Kathleen	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Maniel, Eddie	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Maresca, Arthur	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Maresca, Linda (IARE Maresca, Arthur)	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Norris, Blair	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Petre, James	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Ross, Nona	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Rue-Fletcher, Brittany	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Thomas, Shelvaray (IANF K.R.)	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Thomas, Shirley	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Turpin, Curtiss	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Williams, James	Maresca, et al., v. General Motors LLC; 1:15-cv-03702
Farley, Mary (IARE Farley, Joseph)	Mistrot, et al., v. General Motors LLC; 1:16-cv-02919

Exhibit A

Name	Case Caption
Godsey, Tonya	Mistrot, et al., v. General Motors LLC; 1:16-cv-02919
Hill, Kathryn	Mistrot, et al., v. General Motors LLC; 1:16-cv-02919
Klabbatz, Jeffrey	Mistrot, et al., v. General Motors LLC; 1:16-cv-02919
Merson, Jennifer Merson (OBO Willis, William)	Mistrot, et al., v. General Motors LLC; 1:16-cv-02919
ONeal, Telisa (IARE Latoya)	Mistrot, et al., v. General Motors LLC; 1:16-cv-02919
Smith, Jasmine	Mistrot, et al., v. General Motors LLC; 1:16-cv-02919
Stevens, Kelsey	Mistrot, et al., v. General Motors LLC; 1:16-cv-02919
Knight, Christopher	Mistrot, et al., v. GM LLC; 1:16-cv-02919; Jackson, et al., v. GM LLC; No. 1622-CC00280 (St. Louis)
Crowder, Doris	Mudgett, et al., v. General Motors LLC; 1:16-cv-09222
Simons, Frank	Mudgett, et al., v. General Motors LLC; 1:16-cv-09222
Jones, Anthony	Patterson v. General Motors LLC; 1:15-cv-2089
Pittman, Jasmine	Pittman v. General Motors LLC; 1:15-cv-03330
Borba, Susan	Scovil, et al., v. General Motors LLC; 14-MD-2543
Celio, Nancy	Scovil, et al., v. General Motors LLC; 14-MD-2543
Celio, Stephanie	Scovil, et al., v. General Motors LLC; 14-MD-2543
Lacy, Michelle	Scovil, et al., v. General Motors LLC; 14-MD-2543
Scratchfield, Rachel	Scovil, et al., v. General Motors LLC; 14-MD-2543
Simms, Elijah	Scovil, et al., v. General Motors LLC; 14-MD-2543
Benningfield, Rebecca	Smith, et al., v. General Motors LLC; 1:16-cv-08683
Counts, Bobby Joe	Smith, et al., v. General Motors LLC; 1:16-cv-08683
Little, Tina	Smith, et al., v. General Motors LLC; 1:16-cv-08683
Matheney, Travis	Smith, et al., v. General Motors LLC; 1:16-cv-08683
Carroll, Michael	Soehl, et al., v. General Motors LLC; 1:16-cv-7258
Karr, Mica	Staton, et al., v. General Motors LLC; 1:16-cv-02315
Stewart, Mittie	Stewart, et al. v. General Motors LLC; 1:17-cv-02610

Exhibit A

Name	Case Caption
Olivier, Samantha	Vega, et al., v. General Motors LLC; 1:16-cv-10041
Olivier, Guadalupe	Vega, et al., v. General Motors LLC; 1:16-cv-10041
Williams, Jamie	Williams v. General Motors LLC; 1:16-cv-00394
Wilson, Montely	Wilson v. General Motors LLC; 1:16-cv-01345
Wren, John	Wren v. General Motors LLC; 1:15-cv-00761
Morris, Billie	Zapata, et al. v. General Motors LLC; 1:17-cv-02686

Exhibit B

Notice to Certain Plaintiffs in General Motors Ignition Switch Litigation

1. You are a plaintiff in *In re: General Motors LLC Ignition Switch Litigation*, 14-MD-2543 (JMF), a case now pending before the Honorable Jesse M. Furman, United States District Judge for the Southern District of New York.
2. Attached is Judge Furman's Order, dated April 16, 2018. As the Order explains, your law firm applied for permission to withdraw as your lawyers in connection with this case, and the Court has granted them permission to withdraw. Accordingly, as of this time, you are no longer represented by a law firm in connection with this case.
3. You may hire a lawyer to represent you in this case or you may proceed *pro se* (that is, you may represent yourself without the assistance of a lawyer). If you choose to proceed *pro se*, all communications with the Court should be through the *Pro Se* Office of the United States District Court for the Southern District of New York. The *Pro Se* Office is located in Room 200 of the United States Courthouse, 500 Pearl Street, New York, NY 10007, and may be reached at (212) 805-0175.
4. If you choose to represent yourself, you may also seek assistance from a *Pro Se* Law Clinic run by the New York Legal Assistance Group, which is available to assist individuals who are parties in civil cases and do not have lawyers. It is located in the Thurgood Marshall United States Courthouse, 40 Centre Street, New York, NY in Room LL22, and may be reached on weekdays from 10 a.m. to 4 p.m. Eastern Time at (212) 659-6190. The Clinic may be able to provide you with advice in connection with your case.
5. Regardless of whether you retain a new lawyer to represent you or if you proceed *pro se*, you are responsible for complying with all the Court's orders and its Individual Rules and Practices. A Copy of the Court's Individual Rules and Practices is attached.
6. **Judge Furman's Order of April 16, 2018 contains some important deadlines and you should read it with care. Failure to meet the deadlines may result in dismissal of your claim.**
7. As set forth in Judge Furman's Order, **if you wish to continue with your claim, you must file a new lawsuit in the United States District Court for the Southern District of New York by July 16, 2018 and pay any associated filing fees.** You must also file a Related Case Statement, available at www.nysd.uscourts.gov/forms.php, identifying the new lawsuit as related to these proceedings (*In re: General Motors Ignition Switch Litigation*, 14-MD-2543 (JMF)).
8. In the Related Case Statement you should
 - a. Prominently note that you are an existing plaintiff in an existing case. You should cite the name and docket number of that case.
 - b. Reference the name and number of the MDL Order that directed you to file an amended and severed complaint.
9. You should attach to the Related Case Statement a copy of the *original* complaint in which you first appeared as a plaintiff in the General Motors MDL (if you have access to the original complaint).

10. **If you do not file a new lawsuit in the United States District Court for the Southern District of New York by July 16, 2018, your claims may be dismissed.** As set forth in the Court's Order, your claims would first be dismissed *without* prejudice (that is, they could be refiled, subject to other potential restrictions). You would then have **thirty (30) days** within which to file a new lawsuit in the United States District Court for the Southern District of New York and to pay any associated filing fee. If you fail to do so, your claims could be dismissed *with* prejudice. If the Court dismisses your claims *with* prejudice, you will no longer be able to file a lawsuit in connection with your claims.
11. If you file a new lawsuit in accordance with Judge Furman's Order, New GM will seek to meet and confer with you in good faith before the litigation proceeds further. If you are represented, New GM will instead meet and confer with your counsel.
12. This Notice has been reviewed and approved by Judge Furman. To the extent there is any conflict between the Notice and Judge Furman's Order of April 16, 2018, the Order controls.

Exhibit C

Revised: November 3, 2017

INDIVIDUAL RULES AND PRACTICES IN CIVIL *PRO SE* CASES
Jesse M. Furman, United States District Judge

Pro Se Office

United States District Court
Southern District of New York
500 Pearl Street, Room 200
New York, NY 10007
(212) 805-0175

Unless otherwise ordered by the Court, these Individual Practices apply to all civil cases involving *pro se* litigants (that is, litigants without counsel) before Judge Furman.

1. Communications with Chambers

- A. By a *Pro Se* Party.** All communications with the Court by a *pro se* party should be delivered in person or mailed to the *Pro Se* Office, United States Courthouse, 500 Pearl Street, Room 200, New York, New York 10007. No documents or court filings may be sent directly to Chambers. **Any questions should be directed to the *Pro Se* Office at (212) 805-0175; *pro se* parties may not call the Court directly.** Unless the Court orders otherwise, all communications with the Court will be docketed upon receipt; such docketing shall constitute service on any user of the ECF system. If any other party is not a user of the ECF system (*e.g.*, if there is another *pro se* party in the case), a *pro se* party must send copies of any filing to that party and include an Affidavit of Service or other statement affirming that it has done so. Copies of correspondence between a *pro se* party and opposing parties shall not be sent to the Court.
- B. By Parties Represented by Counsel.** Except as otherwise provided below, communications with the Court by a represented party shall be governed by Judge Furman's Individual Rules and Practices in Civil Cases, available at <http://nysd.uscourts.gov/judge/Furman>.
- C. Requests for Adjournments or Extensions of Time.** All requests for adjournments or extensions of time must be made in writing and must state: (1) the original date(s); (2) the number of previous requests for adjournment or extension; (3) whether these previous requests were granted or denied; (4) the reasons for the requested extension; (5) whether the adversary consents and, if not, the reasons given by the adversary for refusing to consent; and (6) the date of the parties' next scheduled appearance before the Court. If the requested adjournment or extension affects any other scheduled dates, a represented party must submit a proposed Revised Scheduling Order in accordance with Judge Furman's Individual Rules and Practices in Civil Cases. A *pro se* party may, but

is not required to, submit a proposed Revised Scheduling Order. Requests for extensions of deadlines regarding a matter that has been referred to a Magistrate Judge shall be directed to that assigned Magistrate Judge.

Absent an emergency, any request for extension or adjournment shall be made *at least 48 hours* prior to the deadline or scheduled appearance. Requests for extensions will ordinarily be denied if made after the expiration of the original deadline.

2. Filing of Papers and Service

A. Papers Filed by a *Pro Se* Party. All papers to be filed with the Court by a *pro se* party, along with one courtesy copy of those papers, shall be delivered in person or sent by mail to the *Pro Se* Office, United States Courthouse, 500 Pearl Street, Room 200, New York, New York 10007. Any *pro se* party that wishes to participate in electronic case filing (“e-filing”) must file a Motion for Permission for Electronic Case Filing (available at <http://nysd.uscourts.gov/file/forms/motion-for-permission-for-electronic-case-filing-for-pro-se-cases> and in the *Pro Se* Office). If the Court grants a motion to participate in “e-filing,” that party *will not* receive hardcopies of any document filed electronically via ECF.

B. Service on a *Pro Se* Party. Counsel in *pro se* cases must serve a *pro se* party with a paper copy of any document that is filed electronically and must file with the Court a separate Affidavit of Service. Submissions filed without proof of service that the *pro se* party was served will not be considered.

3. Discovery

All requests for discovery by a *pro se* party should be sent to counsel for the party from whom discovery is sought. Discovery requests should not be sent to the Court.

If there are any discovery disputes, the parties are required to confer with one another in an effort to resolve the dispute without the need for Court intervention. If the parties are unable to resolve their dispute, either party may file a letter-motion, no longer than three pages and in accordance with Paragraph 1 above, explaining the nature of the dispute and requesting an informal conference. If the opposing party wishes to respond to the letter, it must promptly file a responsive letter, not to exceed three pages.

4. Motions

A. Filing and Service. Unless otherwise ordered by the Court, papers filed in opposition to a motion must be served and filed within 30 days of service of the

motion papers, and reply papers, if any, must be served and filed within two weeks of receipt of opposition papers.

- B. *Pro Se* Notices.** Parties who file a motion to dismiss, a motion for judgment on the pleadings, or a motion for summary judgment must provide the *pro se* party with a copy of the notices required under Local Civil Rules 12.1 or 56.2.
- C. Special Rule for Summary Judgment Motions.** With respect to any deposition that is supplied, whether in whole or in part, in connection with a summary judgment motion, the index to the deposition should be included if it is available.
- D. Courtesy Copy.** One courtesy hard copy of all formal motion papers, marked as such, should be submitted to Chambers *by the non-pro se party* at the time the reply is due. Courtesy copies should not be submitted to Chambers at the time of filing. If all the parties are *pro se*, then no courtesy copies of formal motion papers are required.
- E. Oral Argument.** Unless otherwise ordered by the Court, oral argument will not be heard in *pro se* matters.

5. Initial Case Management Conference

Absent a motion to dismiss, the Court will generally schedule an initial case management conference within four months of the filing of the complaint. The Notice of Initial Pretrial Conference will be docketed on ECF and mailed to the *pro se* party or parties.

The Court will set a schedule for the case at the initial case management conference. In most cases, the Court will give the parties four months (from the date of the conference) to complete all discovery, and set a deadline for the filing of any motions for summary judgment 30 days after the close of discovery. In advance of the initial case management conference, the parties should, if practicable, confer with one another to determine if such a schedule would be appropriate or if there is anything unusual about the case that would require more time and be prepared to discuss those issues at the conference. The Court will issue a written order memorializing all dates and deadlines following the conference.

An incarcerated party may not be able to attend this or other conferences, but may be able to participate by telephone. If an incarcerated party does not have counsel and is unable to participate by telephone, a family member or a representative may attend the conference. In such instances, the incarcerated party may write to the Court in advance of the conference regarding any issue the *pro se* party wishes to have addressed at the conference. If a representative is designated, he or she should contact Chambers at (212) 805-0282 to determine the location of the conference. The Court will also have a transcript of the conference sent to the incarcerated party.

6. Trial Documents

A. Pretrial Statement. Unless otherwise ordered by the Court, within 30 days of the completion of all discovery or, if a summary judgment motion is filed, within 30 days of the Court's ruling on summary judgment, the plaintiff in a *pro se* case shall file a concise, written Pretrial Statement. This Statement need take no particular form, but it must contain the following: (1) a statement of the facts the plaintiff hopes to prove at trial; (2) a list of all documents or other physical objects that the plaintiff plans to put into evidence at trial; and (3) a list of the names and addresses of all witnesses the plaintiff intends to have testify at trial. The Statement must be sworn by the plaintiff to be true and accurate based on the facts known by the plaintiff. If *pro se*, the plaintiff shall file an original of this Statement, plus one courtesy copy, with the *Pro Se* Office. Two weeks after service of the plaintiff's Statement, the defendant must file and serve a similar Statement of its case containing the same information.

B. Other Pretrial Filings. If the case is to be tried before only a Judge without a jury, any parties represented by counsel must also file proposed findings of fact and conclusions of law at the time of filing the Pretrial Statement. If the case is to be tried before a jury, any parties represented by counsel must also file proposed *voir dire* questions, a proposed jury charge, and a proposed verdict form at the time of filing the Pretrial Statement. At the time of filing, a represented party should e-mail these documents to the Court (Furman_NYSDChambers@nysd.uscourts.gov), in both .pdf and Microsoft Word formats. The *pro se* party may file such documents, but is not required to do so and need not submit them by e-mail.

7. Pro Se Clinic

In 2016, a *Pro Se* Law Clinic opened in this District to assist non-incarcerated people who are parties in civil cases and do not have lawyers. The Clinic may be able to provide a non-incarcerated *pro se* litigant with advice in connection with his or her case. The *Pro Se* Law Clinic is run by a private organization called the New York Legal Assistance Group; it is not part of, or run by, the Court (and, among other things, therefore cannot accept filings on behalf of the Court, which must still be made by any unrepresented party through the *Pro Se* Intake Unit). The Clinic is located in the Thurgood Marshall United States Courthouse, 40 Centre Street, New York, New York, in Room LL22, which is just inside the Pearl Street entrance to that Courthouse. The Clinic is open on weekdays from 10 a.m. to 4 p.m., except on days when the Court is closed. An unrepresented party can make an appointment in person or by calling (212) 659-6190.