

Date 08/07/1998

Department D

Judge Honorable DANIELS SOLIS PRATT

Deputy Clerk S. RAINWATER

Deputy Sheriff Y. KRANTZ

Reporter S. MARTINEZ CSR 5866

JCCP004032

JUDICIAL COUNCIL

VS

NO. 4032

IN RE: DIET DRUG CASES

Plaintiff Counsel:

Defendant Counsel:

Nature of Proceedings:

STATUS CONFERENCE

PI

HEARING ON THE MOTIONS IN THE SULLIVAN CASE (993535)
ARE CALLED FOR HEARING, ARGUED AND RULED ON AS
FOLLOWS:

1) MOTION OF DEFENDANT ENRICH INTERNATIONAL, INC
TO QUASH SERVICE ETC. IS GRANTED.

2) MOTION OF DEFENDANT JUAN LING, M.D. TO QUASH
ETC. IS GRANTED.

3) JOINDER OF DEFENDANT DRX PHARMACEUTICAL CON-
SULTANTS IN MOTION TO STAY OR DISMISS IS DENIED,
WITHOUT PREJUDICE.

STATUS CONFERENCE IS CALLED FOR HEARING.

THE PROPOSED DISCOVERY CASE MANAGEMENT ORDER NUMBER FIVE IS CALLED FOR HEARING AND ARGUED.

THE COURT ORDERS THAT THE MEDICAL INFORMATION ON THE PROPOSED QUESTIONNAIRE SHALL INCLUDE LIFETIME MEDICAL INFORMATION EXCEPT AS TO MENTAL HEALTH CARE PROVIDERS WHICH NEED NOT BE DISCLOSED. PLAINTIFFS SHALL DISCLOSE NON-PRESCRIPTION DRUG (ILLEGAL DRUG) USE AND ALCOHOL USE.

THE COURT ORDERS A RECESS FOR COUNSEL TO RE-DRAFT THE DISPUTED PORTIONS OF PROPOSED CASE MANAGEMENT ORDER NUMBER FIVE.

COUNSEL RETURN INTO COURT AND REPORT THAT THE REVISED PROPOSED ORDER SHALL BE SUBMITTED TO THE COURT BY AUGUST 10, 1998 FOR SIGNATURE.

PLAINTIFFS SHALL FILE ADOPTION OF MASTER COMPLAINT FORMS NO LATER THAN SEPTEMBER 1, 1998. SERVICE OF THE ADOPTION FORMS SHALL BE CONCLUDED NO LATER THAN NOVEMBER 1, 1998.

THE STAY, PREVIOUSLY ORDERED, IS NOW LIFTED.

CONTINUED STATUS CONFERENCE IS SET FOR SEPTEMBER 11, 1998 AT 10:00AM.

LIAISON COUNSEL FOR PLAINTIFF TO GIVE NOTICE.

LIAISON COUNSEL FOR PLAINTIFF APPEAR THIS DATE AS FOLLOWS: MARK ROBINSON, JOSEPH DUNN, RAMON LOPEZ, JOHN RESTAINO, ARTHUR SHERMAN, WILLIAM HIRSCH AND NANCY FINEMAN. LIAISON COUNSEL FOR DEFENDANTS APPEAR THIS DATE AS FOLLOWS: TIMOTHY BRADFORD, MARK SPOONER, THOMAS MOORE, PATRICIA CARMICHAEL, MICHAEL HEALY, BARBARA REARDON AND BENJAMIN CARDOZO.

COUNSEL APPEARING ON THE SULLIVAN MATTER AS FOLLOWS: RICHARD RESCHO FOR PLAINTIFF, BENJAMIN OSTAPUK FOR DEFENDANT ENRICH AND BARY MARSH FOR DEFENDANT LING.

COUNSEL APPEAR FOR PLAINTIFFS AS FOLLOWS: TINA NIEVES MICHAEL FAIRCHILD, DELORES YARNALL.

COUNSEL APPEAR FOR DEFENDANTS AS FOLLOWS: JEFFERY
CARLSON, JOSEPH CARLUCCI, MARK BREWER, JOSEPH
GREENSLADE, ROBERT DONOHUE, JANET RICHARDSON, MARA
MARGULIES, KRISTIN KELSO, BARRY ZOLLER, LISA UNGERER,
JAMES HANSEN, RAYMOND BLESSEY, NANCY MORRISON,
PHILLIP HOWARD, ELIZABETH FLATLEY, MICHAEL RUGGLES,
ANN ASIANO, JANET KWUON, KATHRYN EDWARDS, BRIAN MOONEY
CHARLES PREUSS, THOMAS INGRAM, ROBERT GIBSON, KAREN
HESSELTINE, DAVID STANLEY, R. JOSEPH DECKER, STEVEN
BERGMAN