

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE**

**In Re: Atrium Medical Corp. C-Qur Mesh
Products Liability Litigation (MDL No. 2753)**

**MDL Docket No. 16-md-2753-LM
ALL CASES**

NOTICE OF RULING

In the Notice of Request for Formal Litigation (doc. no. 538), defense counsel seeks formal litigation over the timing and scheduling of depositions. This issue is one which counsel should be able to resolve without court intervention. As it currently stands, the court's informal resolution of this dispute can be summarized as follows: Where there are no disputes regarding the scope of a deposition, the deposition shall be scheduled within one week of receipt of the notice—and where there is a dispute, the deposition shall be scheduled within 3 weeks of the notice. See document no. 511 (Procedural Order dated March 9, 2018). The court's resolution permits extensions by agreement of counsel.

The court is not inclined to permit formal litigation over this issue. The parties shall meet and confer and attempt to resolve these scheduling disputes without court intervention. To the extent counsel cannot reach agreement on scheduling, the issue can be presented to the court on an expedited basis in accordance with CMO 3, section 5.2.2, with the following proviso: counsel shall exchange with one another the content of counsel's one-page submission before submitting counsel's final version to the court.

SO ORDERED.



Landya McCafferty
United States District Judge

March 14, 2018

cc: All Counsel of Record