

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
7:23-CV-897

IN RE:)
)
CAMP LEJEUNE WATER LITIGATION)
)
This Document Relates to:)
)
Plaintiffs Selected as Track 2 Discovery)
Pool Plaintiffs)

**NOTICE OF FILING OF THE PLAINTIFFS’ LEADERSHIP GROUP’S PROPOSED
TRACK 2 SCHEDULING ORDER**

Pursuant to the Court’s Track 2 Discovery Plan Order (Case Management Order No. 9) [D.E. 144], the Plaintiffs’ Leadership Group (“PLG”) hereby submits a proposed Track 2 Scheduling Order. The PLG’s proposed Track 2 Scheduling Order is filed as **Attachment 1**.

The deadlines suggested in the proposed Track 2 Scheduling Order would require efficiency, and the PLG believes there are several procedures that would help expedite discovery and trials. This would, in turn, not only expedite individual resolutions but also a more comprehensive, or global, resolution. For example, multi-plaintiff trials would both accelerate the number of trials completed and allow the presiding Judge to simultaneously analyze several cases along various factors, ultimately providing a range of compensation values that would aid in a global resolution. The Department of Justice suggested at the recent hearing before the Honorable Terrence Boyle that the government would be amenable to multi-plaintiff trials, so long as they were bench trials. See Transcript of January 24, 2024, Status Conference at 14:27:41–14:28:17 [D.E. 125]. Additionally, selecting cases from the Discovery Pool for an initial wave of trials early on could save time and resources by permitting the parties to engage in in-depth discovery in a smaller pool of cases; after those first waves of cases involving each of the Track 1 conditions are

tried, there may not be a need to ever expend the resources for extensive discovery into all 100 Discovery Pool cases.

To explore these options and others, the PLG respectfully requests a pretrial conference with the Court pursuant to Fed. R. Civ. P. 16. Under separate cover, the PLG will propose a set of Rule 16 pretrial issues for the Court's consideration, to be discussed at a potential pretrial conference, should the Court be amenable to such a conference.

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DATED this 7th day of March, 2024.

/s/ J. Edward Bell, III

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CERTIFICATE OF SERVICE

I, J. Edward Bell, III, hereby certify that the foregoing document was electronically filed on the Court's CM/ECF system on this date, and that all counsel of record will be served with notice of the said filing via the CM/ECF system.

This the 7th day of March, 2024.

/s/ J. Edward Bell, III_____

J. Edward Bell, III