

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
NO. 7:23-CV-897**

IN RE:

CAMP LEJEUNE WATER LITIGATION

**JOINT MOTION TO AMEND CASE
MANAGEMENT ORDER NO. 2**

This Document Relates To:

ALL CASES

Pursuant to Federal Rules of Civil Procedure 1, 16(c)(2)(L), and 42(a)(3), the Plaintiffs’ Leadership Group (“PLG”) and the United States (collectively, “the Parties”), jointly move the Court to amend Case Management Order No. 2 (“CMO 2”), [D.E. 23](#), as amended by [D.E. 456](#). The Parties seek leave to include additional exhibits related to damages and offsets, life care planning, and home renovation in the existing Joint Appendices on the Master Docket to allow for the more efficient briefing of these issues.

Expert discovery in Phase III closed on July 13, 2025. [D.E. 414](#) at 2. In June of 2025, pursuant to the Parties’ Joint Motion, the Court permitted the Parties to “engage in [additional] fact discovery limited to the Parties’ offset information and potentially corresponding damages information.” *Id.* Thereafter, the Court “order[ed] a modified, separate track for expert discovery related to ‘damages and offsets.’” *Id.*

Following the close of discovery in Phase II and Phase III (with the exception of damages and offsets), the Parties filed two Joint Appendices of exhibits on the Master Docket related to Phase II and III *Daubert* motions and motions for summary judgment. *See generally* [D.E. 459–510](#) (Unsealed Joint Appendix); [D.E. 511](#) (Sealed Joint Appendix).

Expert discovery related to “damages and offsets,” “life care planning,” and “home renovation” (collectively referred to as the “Phase IIIb”) has closed. The Parties are now preparing to brief issues related to experts opining on Phase IIIb issues.¹ See [D.E. 630](#) at ¶ 6; [D.E. 826](#) (Joint Motion to Amend Pretrial Scheduling Order D.E. 630).

As with previous Phase II and Phase III briefing, there is a high likelihood that many exhibits will be used by both Parties across multiple motions, such as deposition transcripts and expert reports. See [D.E. 450](#) at 3. Requiring the Parties to file these exhibits with each relevant motion would be duplicative and laborious. *Id.* To streamline this process, the Parties have agreed to meet and confer to negotiate the addition of Phase IIIb exhibits to the Joint Appendices on the Master Docket. Any cited exhibits not included in a Joint Appendix shall be filed in conjunction with the relevant brief on the Master Docket. The Parties have agreed that the additional exhibits from Phase IIIb for the Joint Appendices shall be submitted no later than April 1, 2026. The Parties reserve their rights to include additional exhibits in support of their Phase IIIb briefing.

A Proposed Order is attached.

¹ The Parties have filed a Joint Motion to Amend Pretrial Scheduling Order D.E. 630 to set forth a briefing schedule related to the Phase IIIb experts. See generally [D.E. 826](#). The PLG proposed that only summary judgment motions pertaining to Phase IIIb issues be briefed according to the proposed schedule, with deadlines for *Daubert* motions to be deferred to a later date to be set by each trial judge. *Id.* at 2. The United States proposed that *Daubert* motions and motions for summary judgment related to Phase IIIb issues be briefed according to a single schedule. *Id.* at 3. The Parties’ competing proposals for a Phase IIIb briefing schedule does not impact the need to add Phase IIIb exhibits to the Joint Appendices, which will be required under either Party’s proposal.

DATED this 25th day of March, 2026.

/s/ J. Edward Bell

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Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on March 25, 2026, I electronically filed the foregoing using the Court's Electronic Case Filing system, which will send notice to all counsel of record.

/s/ Giovanni Antonucci
GIOVANNI ANTONUCCI

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
NO. 7:23-CV-897**

IN RE:

CAMP LEJEUNE WATER LITIGATION

**[PROPOSED] ORDER ON MOTION TO
AMEND CASE MANAGEMENT ORDER
NO. 2**

This Document Relates To:

ALL CASES

Pursuant to Federal Rules of Civil Procedure 1, 16(c)(2)(L), and 42(a)(3), and good cause having been shown, the Court amends its Case Management Order No. 2 (“CMO 2”), D.E. 23, as amended by D.E. 456, as follows and hereby orders that:

The Court amends Paragraph IV.C (Captions and Separate Filings) of CMO 2 to include “The Parties shall file exhibits related to damages and offsets, life care planning, and home renovation in the Joint Appendices of exhibits on the Master Docket by no later than April 1, 2026. All motions related to damages and offsets, life care planning, and home renovation shall refer to the entries on the Joint Appendix when citing to relevant exhibits therein. Cited exhibits not included in the Joint Appendix shall be filed in conjunction with the relevant brief on the Master Docket.”

SO ORDERED, the ___ day of _____, 2026.

Robert B. Jones, Jr.
United States Magistrate Judge