

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION**

IN RE:

CAMP LEJEUNE WATER LITIGATION

This Document Relates To:

**UNITED STATES' MOTION IN LIMINE
TO PRECLUDE DRS. DEL PIZZO AND
SMITH FROM OFFERING GENERAL
CAUSATION OPINIONS**

Mousser v. United States, No. 7:23-cv-00667

Plaintiff has listed two experts on his trial witness list who issued reports in the Specific Causation Phase of the litigation: Joseph J. Del Pizzo, M.D. and Armine K. Smith, M.D. These experts, however, included general causation opinions in their Specific Causation Phase reports. These opinions are barred by this Court's July 22, 2025 Order, which held that "Plaintiffs' Phase III experts may not introduce new, independent general causation analyses, including but not limited to fresh literature reviews, . . . or any general causation methodologies that were not timely disclosed in Phase II." *In re Camp Lejeune Water Litig.*, No. 7:23-CV-00897, 2025 WL 2054353, at *4 (E.D.N.C. July 22, 2025).

Accordingly, the United States moves this Court to preclude Drs. Del Pizzo and Smith from testifying at trial regarding their general causation opinions. Such testimony is barred under the Phase III Order and should be precluded at trial.

Dated: October 19, 2026

Respectfully submitted,

BRETT A. SHUMATE
Assistant Attorney General
Civil Division

JONATHAN D. GUYNN
Deputy Assistant Attorney General
Torts Branch

BRIDGET BAILEY LIPSCOMB
Chief
Camp Lejeune Justice Act Section

HAROON ANWAR
SARA J. MIRSKY
Assistant Directors

ADAM BAIN
Chief Litigation Counsel

/s/ Jennifer E. Adams
JENNIFER E. ADAMS
Virginia Bar No. 80149
Trial Attorney
United States Department of Justice
Civil Division, Torts Branch
Camp Lejeune Justice Act Section
1100 L Street, NW Washington, DC 20005
Phone: (202) 702-4998
jennifer.e.adams@usdoj.gov

*Attorneys for Defendant,
United States of America*

CERTIFICATE OF SERVICE

I hereby certify that on October 19, 2026, a copy of the foregoing document was served on all counsel of record by operation of the court's electronic filing system and can be accessed through that system.

/s/ Jennifer E. Adams
JENNIFER E. ADAMS