

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION) MDL No. 2804
OPIATE LITIGATION)
) Case No. 1:17-md-2804
THIS DOCUMENT RELATES TO:)
County of Monterey v. Amerisourcebergen) Judge Dan Aaron Polster
Drug Corporation et al.,)
No. 1:18-op-45615-DAP (“Track 21”)) **CASE TRACK 21**
THIRD AMENDED CASE
MANAGEMENT ORDER

On September 22, 2025, the Court entered a Second Amended Case Management Order for the Albertsons Bellwether Tracks. See Docket No. 6290. On January 30, 2026, the PEC and counsel for Albertsons notified the Special Master that they had met and conferred about extending certain deadlines in the Second Amended Case Management Order and mutually agree to the following revised case management deadlines for Track 21, which extends by 45 days the time for completion of Expert Discovery and Dispositive and *Daubert* Motions.

A. **Expert Discovery**

1. **March 23, 2026** – Except for expert witnesses who will testify *only* in the abatement-phase of the CT21 trial, Plaintiffs shall serve expert reports and, for each expert, provide two proposed deposition dates between **April 6, 2026 and May 4, 2026**.
2. **May 21, 2026** – Except for expert witnesses who will testify *only* in the abatement-phase of the CT21 trial, Defendants shall serve expert reports and, for each expert, provide two proposed deposition dates between **June 4, 2026 and July 2, 2026**.

B. **Dispositive and *Daubert* Motions**

1. **August 10, 2026** – Deadline to file dispositive and *Daubert* Motions.
2. **September 17, 2026** – Deadline to file response to dispositive and *Daubert* Motions.
3. **September 28, 2026** – Deadline to file replies to dispositive and *Daubert* Motions.

With respect to *Daubert* and dispositive motions, the Parties will meet and confer on mechanisms to further avoid unnecessary lengthy or duplicative briefing while preserving the record based on motions filed in separate tracks of the MDL and will make a separate proposal with regard to page limits.

IT IS SO ORDERED.

Date: February 3, 2026

Dan Aaron Polster

DAN AARON POLSTER
UNITED STATES DISTRICT JUDGE