

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION)
OPIATE LITIGATION) MDL 2804
)
) Case No. 1:17-md-2804
)
) Judge Dan Aaron Polster
THIS DOCUMENT RELATES TO:)
City of Rochester v. Purdue Pharma, L.P.,)
No. 19-op-45853 (“Track 12”)) **PBM BELLWETHER CASE TRACK 12 FIFTH**
) **AMENDED CASE MANAGEMENT ORDER**
)

On September 19, 2025, the Court entered the PBM Bellwether Case Track 12 Fourth Amended Case Management Order, ECF No. 6284. The Parties have now met and conferred and mutually agree to the following revised case management deadlines for Track 12, which extends the time for completion of fact discovery from February 20, 2026 to May 22, 2026, and makes corresponding changes to all subsequent deadlines.

A. Fact Discovery

1. **May 22, 2026** – Close of Fact Discovery.

B. Expert Discovery

1. **July 2, 2026¹** – Track 12 Plaintiff’s Deadline to serve expert reports.
2. **August 6, 2026 – September 11, 2026** – Window for PBM Defendants to depose Track 12 Plaintiff’s experts.
3. **October 9, 2026²** – PBM Defendants’ Deadline to serve expert reports.
4. **October 29, 2026 – December 4, 2026** – Window for Track 12 Plaintiff to depose PBM Defendants’ experts.
5. If any expert reports rebutting responsive reports are served, they shall be served **21 days** after the deposition of the responsive expert, any materials relied on by the rebutting expert shall be produced within **7 days** of serving the rebuttal reports, and the Parties shall meet and confer regarding the

¹ Track 12 Plaintiff shall serve expert reports on all issues except abatement remedies and, for each expert, provide two proposed depositions dates.

² PBM Defendants shall serve expert reports on all issues except abatement remedies and, for each expert, provide two proposed depositions dates.

timing of rebuttal expert depositions and an extension of the deadlines to file dispositive and *Daubert* motions.

C. **Dispositive and *Daubert* Motions**

1. **December 4, 2026** – Deadline to meet and confer on page limits for dispositive and *Daubert* motions.
2. **December 18, 2026** – Deadline to file dispositive and *Daubert* motions.
3. **February 19, 2027** – Deadline to file Responses to dispositive and *Daubert* motions.
4. **March 19, 2027** – Deadline for Replies in support of such dispositive and *Daubert* motions.

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

IT IS SO ORDERED.

Date: 2/11/2026

s/Dan Aaron Polster
DAN AARON POLSTER
UNITED STATES DISTRICT JUDGE