

FILED
AUG - 9 2019

IN THE CIRCUIT COURT OF THE CITY OF ST. LOUIS
STATE OF MISSOURI

22ND JUDICIAL CIRCUIT
CIRCUIT CLERK'S OFFICE
BY _____ DEPUTY

WALTER WINSTON, *et al.*,)
)
Plaintiffs,)
)
v.)
)
MONSANTO COMPANY,)
)
Defendant.)

Case No. 1822-CC00515

Division 12

JURY TRIAL DEMANDED ON
ALL COUNTS

ENTERED
AUG - 9 2019
LK

SECOND AMENDED CASE MANAGEMENT ORDER
(Case Management Plan and Scheduling Order)

On August 2, 2019, Monsanto filed a Motion to Continue the Trial Date. The Court heard argument on Monsanto's motion on August 5, 2019. The Court finds that the parties have made substantial progress in completing discovery and that the discovery and motion practice outstanding does not impact the trial date nor does it interfere with the revised pretrial deadlines set forth below (Accordingly, Monsanto's Motion to Continue the Trial Date is DENIED):

Discovery and Trial Schedule:

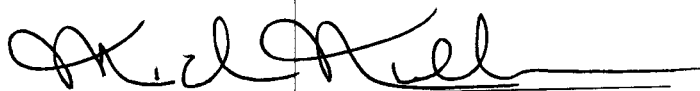
<u>Date</u>	<u>Activity</u>
August 30, 2019	Depositions of Plaintiffs' retained and non-retained experts shall be completed.
August 30, 2019	Submission of proposed joint order, or competing orders if parties cannot agree, for exchange of exhibit and witness lists, exchange of deposition designations, and filing of final exhibit and witness lists.
September 6, 2019	All dispositive motions (summary judgment, expert challenges, etc.) to be filed no later than this date. There will be no sur-reply briefs without leave of court.
September 13, 2019	Depositions of Defendant's retained and non-retained experts to be completed.
September 16, 2019	Plaintiffs shall name rebuttal experts. At the time of disclosure, the disclosing party will provide three non-consecutive available dates for experts to be deposed. Defendant has objected to the

	Plaintiffs naming any rebuttal experts and the Court has not ruled whether rebuttal experts will be permitted to testify at trial. If plaintiffs identify rebuttal experts, Defendant reserves the right to renew its objection to allowing such expert(s). The depositions of Plaintiffs' rebuttal experts shall be completed within 20 calendar days.
September 16, 2019	All discovery shall be completed (except rebuttal expert discovery to the extent permitted).
September 16, 2019	Parties to exchange Motions <i>in limine</i> .
September 20, 2019	Oppositions to dispositive motions due.
September 23, 2019	Parties to file Motions <i>in limine</i> .
September 26, 2019	Hearing on dispositive motions (summary judgment and expert challenges) for the trial.
September 30, 2019	Parties to oppose Motions <i>in limine</i> .
-----	Appropriate deadlines for a pre-trial conference, and any other necessary filings or hearings will be addressed separately.
October 10-11, 2019	Hardship Jury Selection Process
October 15, 2019	Trial of all Plaintiffs.

This schedule may be modified by written consent of the parties or by order of the Court upon good cause shown.

Finally, the Special Master is directed and authorized to work to facilitate resolution of this matter, and the parties (and their counsel) are directed to participate with the Special Master in that endeavor in good faith.

SO ORDERED:



Hon. Michael K. Mullen

8/2/19

Date