

**ADVANCED MASS-TORT MDL CERTIFICATE COURSE  
JAMES F. HUMPHREYS COMPLEX LITIGATION CENTER**

**MODULE 1**

**February 24-25, 2022 (Miami)**

1. JPML Centralization Process
  - Advantages and disadvantages of centralization
  - Timing of motion to centralize
  - Coordination with other lawyers moving or opposing centralization
  - Centralization approval
  - Recommending specific district and judge
  - Consideration of state-court MDLs
2. Steering Committee Appointment Process
  - Slate or individual application
  - Inclusivity considerations
  - Financial commitment
  - Sources of funding
  - Coordination with other firms and lawyers
  - Executive and other committees
  - Lead counsel appointments
3. Common Benefit Fund
  - Developing appropriate percentage
  - Identifying common benefit responsibilities subject to remuneration
  - Timekeeping reports
  - Assessing state lawyers a fee in parallel state court cases

**MODULE 2**

**July 21-22, 2022 (GW -- tentative dates)**

4. Fact Sheets, Registry, and Census
  - Purpose of each
  - Enforcing time of submissions
  - Screening of claims
  - Advantages and disadvantages
5. General-Causation Discovery
  - Scope and budgeting
  - Science day

- *Daubert* hearings
  - Experts
    - Selection and coordinating depositions of experts
  - Electronically stored information
    - Hiring ediscovery vendor and service provider
    - ESI protocols
    - Proportionality considerations
  - Privilege issues
6. Case-Specific Discovery
- Scope of discovery
    - Budgeting
  - Company witnesses
  - Electronically stored information
  - Experts
    - Selection and coordinating depositions of experts

### **MODULE 3**

**February 23-24, 2023 (Miami – tentative dates)**

7. Bellwether Trials
- Selection process
  - Handling strategic dismissals or early settlements of selected cases
  - Number of trials
  - Mediation, summary trials, or other alternatives
8. Settlement Process
- Timing
  - Special master appointments; dealing with
  - Global versus inventory settlements – strategy
  - Consideration of unfiled cases
  - Use of centralized information platform and AI
  - Bankruptcy option
9. Claims Administration and Lien Reconciliation
- Adoption of centralized information platform
  - Selection of claims administrator
  - Judicial involvement
10. Remands

- Development of trial package of rulings for MDL transferor courts
- Collection of common benefit fees
- Coordination of experts used in remanded trials