

**MASS-TORT MDL BEST PRACTICES DRAFTING TEAMS
JAMES F. HUMPHREYS COMPLEX LITIGATION CENTER**

Team 1 - Interlocutory Appeals (Three Subtopics)

Drafters

- Sean Wajert (Lead) - Shook, Hardy & Bacon
- Andrew Childers - Childers, Schlueter & Smith, LLC
- Lexi Hazam – Lief Cabraser Heimann & Bernstein
- Larry Hill – Moore, Hill & Westmoreland, P.A.
- Alan Morrison – GW Law School

Reviewers

- Geoffrey Coan – Hinshaw & Culbertson, LLP
- Edward Cooper – University of Michigan
- Rakesh Kilaru – Wilkinson Stekloff, LLP
- Paul La Fata – Dechert, LLP

Team 2 - Census Orders

E.g., If the judge presiding over a mass-tort MDL approved the use of a “census order,” it should include a provision requiring a showing of evidence of injury and exposure.

Drafters

- Lauren Colton (Lead) – Hogan Lovells
- Jessica Brennan – Faegre Drinker, Biddle & Reath, LLP
- Angela Browning – Litigation Management, Inc.
- Courtney Enloe – 3M
- Lisa Gorshe – Johnson Becker, PLLC
- Sarah London – Lief Cabraser Heimann & Bernstein
- Ellen Presly – Ferrer Poirot Wansbrough Feller Daniel
- Trevor Rockstad – Davis & Crump, P.C.
- Alan Rothman – Sidley & Austin, LLP
- Mike Zogby – Faegre Drinker, Biddle & Reath, LLP
- Julia Zousmer – King & Spalding

Reviewers

- Kimberly Branscome – Dechert, LLP
- Orran Brown – BrownGreer
- Brian Jackson – Wilkinson Stekloff, LLP
- Rakesh Kilaru – Bartlit Beck, LLP
- Kapar Stoffelmayer – Bartlit Beck, LLP

Team 3 – Centralized Information Platform

E.g., In a mass-tort MDL, the court should order the parties to submit key information and supporting evidence about individual cases to a centralized information system, which collects data from individual parties on a shared platform available to all with the capability to designate certain data confidential.

Drafters

- Orran Brown (Lead) – BrownGreer
- Bryan Aylstock – Aylstock, Witkin, Kreis & Overholtz, PLLC
- Paul Boehm – Williams & Connolly
- Angela Browning – Litigation Management, Inc.
- Brian Jackson – Butler Snow, LLP
- Kelly McNabb – Lieff Cabraser Heimann & Bernstein
- Dustin Mire - Postlethwaite & Netterville

Reviewers

- Hon. Gary Jones – N.D. Florida, U.S. Courts
- Rakesh Kilaru – Wilkinson Stekloff, LLP
- Hon. Vaughn Walker – N.D. California, U.S. Courts
- Mike Zogby – Faegre Drinker

Team 4 – Settlement Fairness

E.g., "A judge presiding over a mass-tort MDL should ensure that parties have been provided adequate information and given a reasonable opportunity to fully assess the terms of a proposed settlement, which was negotiated by plaintiff lead counsel as it pertains to their clients."

Drafters

- Tobi Millrood (Lead) – Pogust Millrood, LLC
- Brian Barr – Levin Papantonio Rafferty
- Chris Campbell – DLA Piper
- Brendan Krasinski – DLA Piper
- Patrick Luff – Fears Nachawati Law Firm
- Ellen Presly – Ferrer Poirot Wansbrough Feller Daniel

Reviewers

- Richard Arsenault – Neblett, Beard & Arsenault
- Hon. Royal Furgeson – Furgeson Law
- Brian Goldstein – Cellino Law
- Lance Harke – Harke, PA
- Rakesh Kilaru – Wilkinson Stekloff

- Patrick Reilly – Faegre Drinker
- Genevieve Zimmermann – Meshbesher & Spence