



DLC has agreed to PLC's requests that motions to dismiss for failure to provide a PPF be halted during the period in which claimants may opt in to the MDL 1355 settlement. The parties will be prepared to discuss this further at the April 29, 2004 Monthly Status.

**IV. Service List of Attorneys**

The parties will present the Court with the most current Master List of all Counsel, which will contain, where available, e-mail addresses.

**V. Motion on Class Certification.**

The PLC has not yet filed the revised Motion for Class Certification. The parties will be prepared to discuss this further at the April 29, 2004 Monthly Status.

**VI. Plaintiffs' and Defendants' Respective Requests for Production of Documents**

DLC and PLC have collected and organized into binders all documents which are subject to PLC's 803(6) challenge. Both sides have prepared comments as to why each document does not qualify as a business record under 803(6). This information is being consolidated for presentation to the court. On April 15, 2004, DLC advised that it desired to submit additional briefing concerning this issue. PLC opposes any additional briefing.

The parties have discussed and exchanged comments regarding a Stipulation concerning the use of electronic data preserved by Janssen Pharmaceutica sales force. The parties will be prepared to discuss this further at the April 29, 2004 Monthly Status Conference.

**VII. Trust Account**

Defendants made a deposit on April 23, 2004 of additional settlement funds into the Court's Registry since last month's Status Conference.

**VIII. Declassified Documents**

The parties have nothing new to report since last month's Status Conference.

**IX. Mediation**

No additional mediations have taken place since the last month's Status Conference. The parties will be prepared to discuss this further at the April 29, 2004 Monthly Status Conference.

**X. Trial Schedule**

On March 1, 2004 DLC furnished a complete list to PLC of all state court trials scheduled this year.

**XI. Pharmacy Indemnity Agreements**

DLC continues to produce copies of all MDL pharmacy indemnity agreements which Defendants have executed to PLC. DLC will continue to furnish such agreements, if any, as they are executed.

**XII. End Game Planning Committee**

On February 4, 2004, the parties announced that they had reached an agreement in principle to resolve all federal lawsuits related to Propulsid. On February 5, 2004, the Court entered a Consent Order as to this agreement. PLC and DLC have met and conferred on several occasions since the March 11, 2004 status conference to further address various issues regarding the settlement agreement including, amongst other things, the enrollment agreement, claims forms, the Term Sheet, and issues related thereto. PLC and DLC will submit to the Court at the status conference a revised Term Sheet and the Enrollment Agreement. PLC is awaiting receipt of revisions to the Claim Form that were made by PLC in the last meeting and discussion with DLC on April 7, 2004. The parties will be prepared to discuss this further at the April 29, 2004 Monthly Status Conference.

**XIII. Global Application of Daubert**

The parties have had no further discussions regarding this matter and the matter is on hold pending the outcome of the MDL's Settlement Program.

**XIV. Motions to Withdraw as Counsel of Record**

The parties have nothing further to report regarding this matter and the matter is on hold pending the outcome of the MDL's Settlement Program.

**XV. Stipulation and Pre-Trial Order Providing for the Use at Trial of Depositions in State or Federal Courts**

The parties have discussed and exchanged comments regarding a Stipulation concerning the use of depositions in MDL matters. The parties will be prepared to discuss this further at the April 29, 2004 monthly status conference.

**XVI. CIS NED-32 Deposition**

The 30(B)(6) deposition regarding the final version of CIS NED-32 has been canceled, without prejudice, to be reschedule at a later date.

**XVII. Motion for Summary Judgment**

PLC has delayed the filing with the court of a Motion for Summary Judgment regarding Johnson & Johnson's liability. The parties will be prepared to discuss this further at the April 29, 2004 Monthly Status Conference.

**XVIII. Motion to Dismiss for Failure to Exhaust Administrative Claims and Notice and Order to Substitute the United States as a Defendant - (Linda Hales, et al v. Johnson & Johnson, et al, #03-2419)**

The court has before it a Notice and Order to substitute the United States as the defendant in place of Dr. William L. Booker in the Hales matter. The Court also has before it the government's Motion to Dismiss for Failure to Exhaust Administrative Claims. The hearing on said Motion is set for the date of the April 29, 2004 Monthly Status Conference. The Defendants and Plaintiffs have no position on either the Notice and Order or the Motion.

**XIX. Stipulation and Order Appointing Patrick Juneau as Special Master in Compliance with Rule 53**

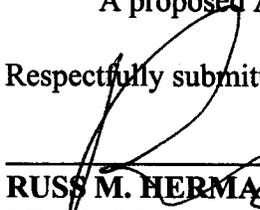
The parties are working on a Stipulation and Order providing for the appointment of Special Master, Patrick Juneau in compliance with Federal Rule of Civil Procedure 53. The parties will be prepared to discuss the matter further at the April 29, 2004 Monthly Status Conference.

**XX. Blue Cross/Blue Shield Request for Term Sheet**

On April 26, 2004, counsel for Blue Cross/Blue Shield, Kimberly R. West, sent PLC and DLC correspondence in which she requested a copy of the Term Sheet for purposes of determining how their reimbursement/subrogation rights are affected. The parties will be prepared to discuss the matter further at the April 29, 2004 Monthly Status Conference.

A proposed Agenda for the April 29, 2004 Monthly Status Conference is attached.

Respectfully submitted,

  
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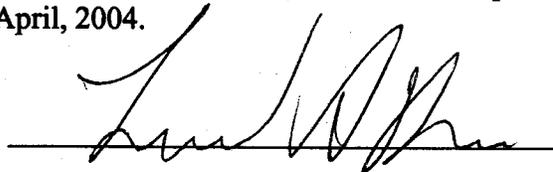
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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Joint Report No. 30 of Plaintiffs' and Defendants' Liaison Counsel was served on Plaintiffs' Liaison Counsel by hand and e-mail and by e-service to all parties by uploading same to Verilaw, on this 27<sup>th</sup> day of April, 2004.





14. **Motions to Withdraw as Counsel of Record**
15. **Stipulation and Pre-Trial Order Providing for the Use at Trial of Depositions in State or Federal Courts**
16. **CIS NED-32 Deposition**
17. **Motion for Summary Judgment**
18. **Motion to Dismiss for Failure to Exhaust Administrative Claims and Notice and Order to Substitute the United States as a Defendant - (*Linda Hales, et al v. Johnson & Johnson, et al*, #03-2419)**
19. **Stipulation and Order Appointment Patrick Juneau as Special Master in Compliance with Rule 53**
20. **Blue Cross/Blue Shield Request for Term Sheet**