

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

IN RE: PET FOOD PRODUCTS LIABILITY LITIGATION	Hon. Noel L. Hillman Civil No. 07-2867 (NLH/AMD) MDL Docket No. 1850 <u>ALL CASES</u>
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SUGGESTED AGENDA ITEMS FOR THE SEPTEMBER 26 CONFERENCE

Pursuant to the Practice and Procedure Order Upon Transfer dated August 14, 2007, the undersigned Defendants respectfully submit the attached proposed agenda for the initial pretrial conference scheduled for September 26, 2007.

DATED: September 17, 2007

Respectfully submitted,

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**SEPTEMBER 26 INITIAL PRETRIAL CONFERENCE
PROPOSED AGENDA**

A. Mediation

1. Mediator selected by agreement of parties: Eric D. Green, Resolution LLC (Boston, MA).
2. Update on the initial meeting with Professor Green on September 25, 2007.
3. Next steps/schedule for mediation.

B. Stay of Litigation

1. Joint request for stay of litigation during mediation to conserve the resources of the Court and to allow the parties an adequate opportunity to attempt to resolve the dispute without litigation.

C. Retention of Samples of Recalled Pet Food

1. Status of retention of recalled pet food.
 - a. Volume of cans and pouches retained.
 - b. Volume of raw ChemNutra wheat gluten.
2. Financial, health and safety concerns with retention of recalled pet food and raw ChemNutra wheat gluten.
3. Sampling proposal.
4. Request for Court order related to retention of samples of recalled pet food and raw ChemNutra wheat gluten.

D. Entry of Order Regarding Preservation of Documents and Other Electronic Material

E. Status of MDL Cases

1. Identification of cases not yet transferred.
2. Corporate disclosures.

F. Other Matters Before the Court

1. Lead and liaison counsel motions.
2. August 28 Order to Show Cause.