

BEFORE THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

IN RE PET FOOD PRODUCTS	:	Civil Action No. 07-2867
LIABILITY LITIGATION	:	
	:	MDL Docket No. 1850 (ALL
	:	CASES)
	:	
	:	ORDER
	:	
	:	

AND NOW, this ____ day of _____, 2007, upon the Court's consideration of Del Monte Foods Company's motion, pursuant to Fed. R. Civ. P. 26(b)(2)(C)(iii), 26(c)(2) and 26(c)(4), to limit the amount of pet treats, food, raw wheat gluten and mixtures containing recalled wheat gluten that Del Monte Foods Company is currently storing; and the Court having considered the submissions of the parties; and good cause having been shown;

IT IS hereby **ORDERED** that the motion is **GRANTED** as follows:

1. Del Monte need only retain up to 500 units of pet treats or food per SKU date from its Organized Recalled Product in accordance with Dr. George P. McCabe's sampling plan;
2. Del Monte need only retain 500 samples per batch number of raw wheat gluten in accordance with Dr. George P. McCabe's sampling plan;

3. Del Monte need only retain 500 samples per recipe of Work-In-Progress in accordance with Dr. George P. McCabe's sampling plan; and
4. Del Monte may destroy the Unorganized Material in its possession and all other Organized Recalled Product, raw wheat gluten, and Work-In-Progress not needed for Dr. McCabe's sampling plan to be carried out.

SO ORDERED:

Dated: November ____, 2007

UNITED STATES DISTRICT JUDGE
NOEL LAWRENCE HILLMAN