

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISIONIN RE: CHANTIX  
(VARENICLINE) PRODUCTS  
LIABILITY LITIGATION

Master File No.: 2:09-CV-2039-IPJ

MDL No. 2092

This Document Relates To:

ALL CASES

**PRETRIAL ORDER NO. 4A:  
AMENDMENT TO PRETRIAL  
ORDER NO. 4: DISCOVERY PLAN**

On February 24, 2010, the Court issued Pretrial Order No. 4: Discovery Plan. Section III.C of the Discovery Plan, which set forth certain dates for Pfizer's production of documents, hereby is amended as follows:

1. On or before June 15, 2010, Pfizer has agreed to produce custodial files regarding Chantix for five of the individuals who were identified in the list of thirty witnesses previously provided by Pfizer to Plaintiffs' Lead Counsel.
2. On or before July 1, 2010, Pfizer has agreed to produce custodial files regarding Chantix for five more individuals on the list of thirty witnesses previously provided by Pfizer to Plaintiffs' Lead Counsel.
3. On or before August 1, 2010, Pfizer has agreed to produce custodial files regarding Chantix for the remaining twenty individuals on the

list of thirty witnesses previously provided by Pfizer to Plaintiffs' Lead Counsel.

4. The terminal date for documents subject to production under the immediately preceding subparagraphs (1)-(3) shall be July 31, 2009. For any such custodians who continued to work on Chantix after July 31, 2009, Pfizer has agreed to make a supplemental production of those documents with a terminal date of December 31, 2009; the supplemental production will be due on September 1, 2010. Absent agreement of the parties or order of the Court for good cause shown, Pfizer shall not be required to produce any custodial documents dated after December 31, 2009.

5. On or before October 1, 2010, Pfizer has agreed to produce custodial files regarding Chantix for the seven additional individuals agreed to by the parties.

6. Absent agreement of the parties or order of the Court for good cause shown, Pfizer shall not be required to produce more than 50 custodial files in total. For the 13 remaining custodial files regarding Chantix whose deadline for production is not otherwise specified in this Order, absent agreement of the parties or order of the Court for good cause shown, Pfizer has agreed to produce such custodial files 60 days after Plaintiffs' Lead Counsel identifies the custodian and requests production of his or her

custodial file, except that the earliest date for such production(s) shall be October 1, 2010.

**DONE** and **ORDERED** this the 30<sup>th</sup> day of April, 2010

A handwritten signature in cursive script, reading "Inge Prytz Johnson".

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INGE PRYTZ JOHNSON  
U.S. DISTRICT JUDGE