

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

IN RE: TASIGNA (NILETINIB)  
PRODUCTS LIABILITY LITIGATION

Case No. 6:21-md-3006-RBD-DAB  
(MDL No. 3006)

This document relates to 6:21-cv-1287, 6:21-cv-1312, 6:21-cv-1335, 6:21-cv-1408, and 8:22-cv-1644).

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**ORDER**

This matter comes before the Court to resolve various issues regarding the scope of allowable additional case-specific discovery in the individual cases noted above. *See* Stipulation ([Doc. No. 283](#)), Plaintiffs' motion ([Doc. No. 293](#)) and Defendants' Response ([Doc. 296](#)). Briefly stated, the Court understands the following matters to be at issue:

Number and length of depositions in each case;

Any additional paper discovery;

Sales Force documents; and

ESI requirements.

Upon review of the parties' submissions and mindful of the proceedings within the MDL, the Court **GRANTS in part and DENIES in part** Plaintiffs' motion ([Doc. No. 296](#)) and **ORDERS** as follows.

Each side is allowed five depositions (limited to three hours for any

deposition) in each case, exclusive of those already taken. Witnesses can be re-deposed, but any re-deposition (of any duration) will count as one of the allowed five.

In light of the disclosure statements, no additional paper discovery is authorized. This ruling does not foreclose obtaining medical or employment records via subpoena duces tecum.

Regarding sales force records, Novartis' arguments are inconsistent with the DFS Order at [Doc. 53](#). Within 14 days of this Order, Plaintiffs shall designate with particularity the discovery sought from the sales force. Thereupon, the parties shall meet and confer to agree on proper scope. Any unresolved objections may be presented to the Court within 14 days of Plaintiffs' designation.

A corresponding procedure shall be employed as to Novartis' requests for ESI from Plaintiffs.

No objections regarding sales force or ESI discovery shall exceed five pages. The parties are free to accommodate each other on specific issues by agreement or stipulation, but absent mutual assent, these rulings will control.

**DONE and ORDERED** in Orlando, Florida on July 31, 2023.

  
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DAVID A. BAKER  
UNITED STATES MAGISTRATE JUDGE