

**IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

IN RE: TASIGNA (NILETINIB)
PRODUCTS LIABILITY LITIGATION

Case No. 6:21-md-03006-RBD-DAB
(MDL No. 3006)

This document relates to all actions.

ORDER IMPLEMENTING FED. R. EVID. 502(d)

As set forth below, the joint motion is **GRANTED in part**.

1. This Order shall be applicable to and govern all deposition transcripts and/or videotapes, and documents produced in response to requests for production of documents, answers to interrogatories, responses to requests for admissions, affidavits, declarations and all other information or material produced, made available for inspection, or otherwise submitted by any of the parties in this litigation as well as testimony adduced at trial or during any hearing (collectively “Information”).

2. The disclosure of privileged or work-product protected documents, electronically stored information (“ESI”) or Information, whether inadvertent or otherwise, is not a waiver of the privilege or protection from discovery in this case or in any other federal or state proceeding. With respect to documents in these categories, this Order shall be interpreted to provide the maximum protection allowed by Federal Rule of Evidence 502(d).

3. In the event that a producing party discovers that it produced (or disclosed) to a receiving party any documents or information subject to a claim of privilege or immunity from discovery, the producing party shall, promptly within twenty (20) days after its actual discovery of the production or disclosure, notify the receiving party in writing of the production or disclosure of materials protected by any privilege or immunity. Absent such notice, the asserted privilege or protection may be deemed waived.

4. Nothing contained herein is intended to or shall serve to limit a party's right to conduct a review of documents, ESI or Information (including metadata) for relevance, responsiveness and/or segregation of privileged and/or protected Information before production. Further, this Order does not imply the creation of any duty on the recipient of covered documents nor any restriction on use of knowledge gained thereby.

5. This Order is effective as of February 4, 2022 and is not retroactive.

Accordingly,

IT IS HEREBY ORDERED that the Joint Motion for Entry of a 502(d) Order is **GRANTED in part**.

DONE and **ORDERED** in Orlando, Florida, on March 15, 2022.

David A. Baker

DAVID A. BAKER
UNITED STATES MAGISTRATE JUDGE

Copies furnished to:

Counsel of Record