

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

_____	:	
IN RE PUBLICATION PAPER	:	
ANTITRUST LITIGATION	:	Docket No.
	:	3:04md1631 (SRU)
_____	:	
THIS DOCUMENT RELATES TO:	:	Docket Nos.
	:	3:05cv1267 (SRU)
	:	3:05cv1339(SRU)
	:	3:05cv1358(SRU)
	:	3:05cv1381(SRU)
_____	:	

PRACTICE AND PROCEDURE ORDER NO. 6

The Court by order dated January 13, 2005 entered Practice and Procedure Order No. 2 governing case management and the organization of plaintiffs' counsel in the Direct Purchaser Actions.

Various actions by indirect purchasers filed in state courts were transferred to this Court by the Judicial Panel on Multidistrict Litigation (collectively the "Indirect Purchaser Actions"). The plaintiffs and their counsel have consolidated their actions together with the claims of other indirect purchasers into one consolidated complaint and have presented a motion with a proposed leadership structure for indirect purchasers.

I have considered the arguments raised as well as the factors affecting decision on the appointment of counsel set forth in the *Manual for Complex Litigation* (4th ed. 2004) at 27.

Therefore, it is hereby ordered that:

A. Organization and Role of Indirect Purchaser Plaintiffs' Counsel

1. The Court appoints an Executive Committee of Indirect Purchaser Plaintiffs' Counsel (the "Indirect Purchaser Executive Committee") consisting of the following firms: (1) Bonsignore & Brewer; (2) Shaheen & Gordon; and (3) Langston & Langston, with Robert Bonsignore of Bonsignore & Brewer serving as the Chair of the Indirect Purchaser Executive Committee. The Chair of the Indirect Purchaser Executive Committee shall be responsible for the overall conduct by Indirect Purchasers of the Publication Paper Antitrust Litigation. The Chair of the Indirect Purchaser Executive Committee shall have the following responsibilities:

- a. to designate indirect purchaser plaintiffs' counsel to act as spokespersons at pretrial conferences.
- b. to call meetings of indirect purchaser plaintiffs' counsel when appropriate;
- c. to assign work among interested indirect purchaser plaintiffs' counsel, in consultation with the Indirect Purchaser Executive Committee, in order to facilitate the orderly and efficient prosecution of this litigation and to avoid duplicative or unproductive effort;
- d. to coordinate and communicate with defendants' counsel with respect to matters addressed in this paragraph; and
- e. to coordinate and communicate with Co-Chairs of the Executive Committee in the Direct Purchaser Actions with respect to matters addressed in this paragraph.

2. Indirect Purchaser Executive Committee, under the direction of the Chair of the Indirect Purchaser Executive Committee, shall have the following responsibilities:

- a. to brief and argue motions and file opposing briefs in proceedings initiated by other parties;
- b. to initiate and conduct discovery proceedings;
- c. to negotiate with defense counsel with respect to settlement and other matters;
- d. to conduct trial and post-trial proceedings;
- e. to consult with and employ experts;
- f. to allocate fees;
- g. to perform such other duties and undertake such other responsibilities as they deem necessary or desirable;
- h. to coordinate and communicate with defendants' counsel with respect to matters addressed in this paragraph; and
- i. to coordinate and communicate with the Executive Committee in the Direct Purchaser Actions with respect to matters addressed in this paragraph.

3. No substantive motion, request for discovery or other pretrial proceedings shall be initiated or filed by any indirect purchaser plaintiff except through Indirect Purchaser Executive Committee, or with leave of the Court.

4. All work performed by indirect purchaser plaintiffs' counsel in this class action must be authorized in advance by Indirect Purchaser Executive Committee.

B. Role of Plaintiffs' Liaison Counsel

1. The Court appoints the law firm of Tobin, Carberry, O'Malley, Riley & Selinger, P.C. as Indirect Purchaser Liaison Counsel. The Indirect Purchaser Liaison Counsel shall have the following responsibilities:

- a. to receive orders, notices, correspondence, and telephone calls from the Court on behalf of all plaintiffs;
- b. to maintain an up-to-date service list of all counsel for distributing copies of orders, notices and other documents to plaintiffs' counsel; and
- c. to perform any other task assigned by the Indirect Purchaser Executive Committee.

C. Maintenance of Contemporaneous Attorney Time and Expense Records

1. All Indirect Purchaser plaintiffs' counsel shall submit to the Indirect Purchaser Executive Committee or their designee a record of the time expended and expenses incurred in the form and on the schedule required by Indirect Purchaser Executive Committee.

It is so ordered.

Dated at Bridgeport, Connecticut, this 3d day of February 2006.

/s/ Stefan R. Underhill

Stefan R. Underhill

United States District Judge