



**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE: PHILIPS RECALLED CPAP,)	
BI-LEVEL PAP, AND MECHANICAL)	
VENTILATOR PRODUCTS)	Master Docket: Misc. No. 21-1230
LITIGATION)	
)	
)	MDL No. 3014
This Document Relates to: All Actions)	
)	
)	
)	

PRETRIAL ORDER #10

WITH RESPECT TO IN-PERSON HEARINGS

WHEREFORE the United States District Court for the Western District of Pennsylvania is currently operating without any restriction that prohibits in-person hearings at the Joseph F. Weis, Jr. United States Courthouse, 700 Grant Street, Pittsburgh, Pennsylvania 15219 (the “courthouse”),

WHEREFORE this court scheduled an in-person status conference for March 22, 2022, at 2:00 p.m. in the above-captioned multi-district litigation,

WHEREFORE this court has received numerous requests and motions for a dial-in number or videoconferencing for the in-person status conference scheduled for March 22, 2022, at 2:00 p.m.,

WHEREFORE unless otherwise noted all proceedings before this court are open to the public, i.e., any member of the bar or public may attend the proceedings in person at the courthouse,

WHEREFORE transcripts of all proceedings held in this MDL may (and are expected to) be ordered and made available for publication on the court’s docket and the MDL website (<https://www.pawd.uscourts.gov/mdl-3014-re-phillips-recalled-cpap-bi-level-pap-and-mechanical-ventilator-products-litigation>), and

WHEREFORE co-liaison counsel has been appointed to, among other things, advise the parties of developments in the case, Pretrial Order #8 at ¶ C(2) (citing Manual for Complex Litigation, Fourth, § 10.221),

NOW, this 17th day of March, 2022, **IT IS HEREBY ORDERED** that unless otherwise noted all proceedings before this court will be conducted in person and neither a dial-in number nor videoconferencing will be provided to the counsel or general public for the proceedings;

IT IS FURTHER ORDERED that for in-person conferences and hearings the court will not entertain (1) any motions or requests for remote appearance or participation, whether telephonically or via videoconferencing, or (2) any motions or requests for a dial-in number to observe the proceedings;

IT IS FURTHER ORDERED that to the extent the appearance of a counsel, party, or witness is necessary for a proceeding and another counsel, party, or witness cannot attend on his or her behalf, the court will entertain a motion to continue the date of the hearing after the parties have met and conferred, agreed upon dates for the hearing, and provided the agreed-upon dates to the court in the motion; and

IT IS FURTHER ORDERED that all pending motions for remote appearance or participation or a dial-in number to observe the proceedings (ECF Nos. 442, 456, 459, 460, 463) are **HEREBY DENIED**.

BY THE COURT,

/s/ JOY FLOWERS CONTI

Joy Flowers Conti

Senior United States District Court Judge