

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: SOCIAL MEDIA ADOLESCENT
ADDICTION/PERSONAL INJURY
PRODUCTS LIABILITY LITIGATION

Case No. 22-md-3047-YGR

MDL No. 3047

CASE MANAGEMENT ORDER NO. 21

This Document Relates to:
All Actions

Upcoming Case Management Conferences:
March 21, 2025 at 9:00 a.m.
April 23, 2025 at 9:00 a.m.
June 13, 2025 at 2:00 p.m.

TO ALL PARTIES AND COUNSEL OF RECORD:

The Court held a further case management conference in the above-captioned matter on February 12, 2025. This order memorializes and expands upon the deadlines set and findings made by the Court during that conference.

I. MOTIONS FOR CERTIFICATION OF INTERLOCUTORY APPEAL

The Court heard argument on three motions to certify interlocutory appeal: all defendants' motion to certify questions related to this Court's orders on the school districts' claims (Dkt. No. 1460); Google, YouTube, and Snap's motion to certify the issue of Section 230's application to plaintiffs' failure-to-warn theories (Dkt. No. 1462), to which Meta has conditionally joined (Dkt. No. 1463); and the state attorneys general ("States") motion to certify the issue of Section 230's application to their unfairness claims (Dkt. No. 1534; *see also* Case No. 23-cv-5448, Dkt. No. 166). The motions were taken under submission.

With respect to the motions to certify interlocutory appeal as to questions of Section 230's applicability to this case, the Court **HOLDS** those motions in **ABEYANCE** until resolution of the motions to dismiss the collateral order appeals of those identical questions currently pending before the Ninth Circuit.

II. PROPOSED DISMISSALS FOR "COPPA-ONLY" STATES

Meta and the States sought the Court's guidance on how to effectuate proposed dismissals of Washington, Ohio, and Maine's consumer-protection claims, leaving only their claims under

the Children’s Online Privacy Protection Act (“COPPA”). (*See also* Dkt. No. 1651 at 4.) As noted at the conference, there does not appear to be a dispute here. The Court is amenable to effectuating dismissal of these states’ consumer-protection claims as a Rule 15 amendment. The parties shall provide a stipulation for the Court’s consideration.

III. META’S INSURANCE COVERAGE DISPUTE

Meta requests leave to file a motion to stay the and suspend litigation related to the parties’ coverage dispute, which this Court related to the MDL on January 23, 2025. (Dkt. No. 1651 at 6; *see also* Dkt. No. 1602 (order relating cases); *Instagram LLC v. Hartford Casualty Insurance Co.*, No. 24-cv-9500 (N.D. Cal.).) The insurer-defendants oppose Meta’s request, and indicated they plan to file motions to dismiss.

The Court declined to order briefing at this point and **ORDERED** the parties to submit a filing that explains the facts, anticipated bases for motions, and anything else relevant for consideration, by Wednesday, February 19, 2025. The filing will not exceed four pages.

IV. ADMINISTRATIVE

The Court **SET** the March 21, 2025, case management conference for 9:00 a.m.

IT IS SO ORDERED.

Dated: February 19, 2025


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT JUDGE