

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

*In re* Flint Water Cases.

Judith E. Levy  
United States District Judge

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This Order Relates To:

ALL CASES

\_\_\_\_\_ /

**ORDER REGARDING MATTERS DISCUSSED AT THE  
SEPTEMBER 12, 2018 STATUS CONFERENCE**

The Court held a status conference regarding its pending Flint water litigation on September 12, 2018. The Court now orders as follows:

***Delaying Motion to Dismiss Hearing in Marble v. Snyder***

Oral argument on the pending motions to dismiss is set for October 30, 2018. As set forth on the record at the status conference, the Court will adjourn the oral argument. The Court will reschedule the argument for **November 7, 2018 at 10:00 a.m.**

***Remaining Individual Short Form Complaints***

As set forth on the record at the status conference, no responsive pleading is required in the remaining individual short form complaints

until after opinions have been issued in the pending motions to dismiss in *Walters*, *Sirls* and *Marble*.

***Motion to Certify Monell Issue for Interlocutory Appeal***

The Court heard oral argument on the City of Flint's motion in *Carthan v Snyder*, 16-cv-10444, to amend in part the Court's August 1, 2018, Opinion and Order. The motion requested that the Court certify the issue of *Monell* liability for interlocutory appeal. (Dkt. 565.) The City of Flint's motion is denied. The Court will issue a written opinion and order explaining its decision.

***Motion to Amend the Class Action Complaint***

Interim lead class counsel will file a motion to file an amended complaint in *Carthan* on or before **October 5, 2018**.

***(Boler) Motion to Amend in Carthan***

Plaintiffs moved to amend the class action complaint in *Carthan*. (Dkt. 485.) For the reasons set forth on the record, the motion is denied.

**Scheduling of Next Status Conference**

The next status conference will be held on **November 7, 2018** at 2:00pm in Ann Arbor, Michigan. Parties are to file proposed agenda items in Case No. 16-cv-10444 by **October 24, 2018**. Individual liaison counsel

should collect proposed agenda items from all counsel representing individual plaintiffs and submit those proposed items as a single filing.

The Court will issue an agenda by **October 31, 2018**.

Dated: September 14, 2018  
Ann Arbor, Michigan

s/Judith E. Levy  
JUDITH E. LEVY  
United States District Judge

### **CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or First Class U.S. mail addresses disclosed on the Notice of Electronic Filing on September 14, 2018.

s/Shawna Burns  
SHAWNA BURNS  
Case Manager