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MASTER DOCKET NO. 2005-59499

In Re:

Texas State Vioxx Litigation

This Document Relates to All Cases

IN THE DISTRICT COURT OF

HARRIS COUNTY, TEXAS

157TH JUDICIAL DISTRICT

PRETRIAL ORDER NO. 6

Having reviewed the Resolution Program agreement entered into by the PSC and Merck on November 9, 2007, the Court finds that with some exceptions, further activity in this coordinated proceeding should be stayed temporarily in order to give each eligible plaintiff, with the advice of counsel, sufficient time to determine whether it is in his or her best interest to participate in the Resolution Program, and to give counsel sufficient time to comprehend the Resolution Program and advise their clients accordingly.

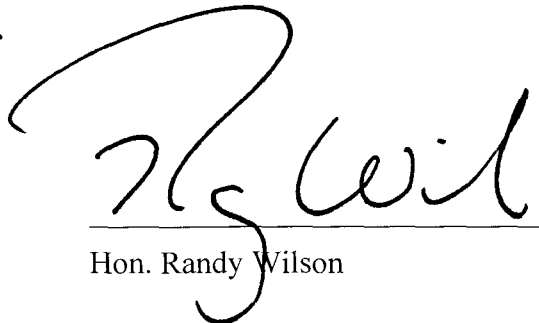
Accordingly, the Court hereby **ORDERS** as follows.

- All activities in this proceeding (including all activities in each case in which a plaintiff is eligible to participate in the Resolution Program) are hereby stayed pending further order of this Court, except as follows:
 - The stay shall not apply to cases currently pending in this proceeding that are not eligible for participation in the Resolution Program, but only to the extent that plaintiffs are required to engage in certain discovery and other pretrial activities

by Pretrial Order 7, entered by this Court on November 8, 2007.

- The stay shall not apply to any cases in this proceeding (or that may be later transferred into this proceeding) filed on or after November 9, 2007, but only to the extent that plaintiffs are required to engage in certain discovery and other pretrial activities by Pretrial Order 8, entered by this Court on November 8, 2007.
- This Order shall not operate to stay the various *de bene esse* depositions that the parties previously scheduled, including the discovery depositions related thereto. Such depositions will be important to the outcome of this litigation, regardless of whether individual plaintiffs choose to participate in the Resolution Program.
- At the appropriate time, the Court intends to issue a further order lifting this stay with respect to the eligible plaintiffs who decide not to participate in the Resolution Program. Further, the Court will consider motions to lift the stay with respect to specific activities in this litigation upon good cause shown.

IT IS SO ORDERED.



Hon. Randy Wilson

November 9, 2007

FILED
Theresa Chang
District Clerk
NOV 09 2007
Time: _____
Harris County, Texas
By _____
Deputy



I, Theresa Chang, District Clerk of Harris County, Texas, certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date
Witness my official hand and seal of office
this _____

Certified Document Number: _____

THERESA CHANG, DISTRICT CLERK
HARRIS COUNTY, TEXAS

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