

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

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**IN RE GENETICALLY MODIFIED  
RICE LITIGATION**

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) **4:06 MD 1811 CDP**  
)  
) **ALL CASES**  
)

**AMENDED JOINT REPORT OF LEAD COUNSEL  
FOR JUNE 1, 2010 STATUS CONFERENCE**

Come now Terry Lueckenhoff, Lead Counsel for Defendants and Don Downing and Adam J. Levitt, Lead Counsel for Plaintiffs, and report to the court that they believe the following matter should be added to the joint report and taken up at the June 1, 2010 Status Conference:

1. Riviana's Motion to Dismiss (DE #2911, Schlumberger).
2. Report on Non-Producer Cases and Scheduling (Chaney, Hohn, Baker).
3. Additional depositions of Dr. Carter and Dr. Babcock in the Producers Rice Mill case (Lusby, Downing).
4. Bayer's re-deposition of Producers Rice Mill witnesses pursuant to a 30(b)(6) Notice (Lusby, Bayer Defendants).
5. Lexecon waivers (Chaney).
6. Approval of trust instrument related to the Common Benefit Trust Fund ordered by the Court (Chaney, Downing).
7. Issues regarding Thibodeaux entities in Louisiana bellwether trial (Sapp, Hughes).
8. Defendants' Motions to Stay Judgment in First and Second MDL trials (Bayer Defendants).
9. Defendants' Motion to Present Oral Argument on Pre-Trial motions (DE #2910,

Bayer Defendants). To be heard after status conference pursuant to Court order (DE #2913).

10. Order regarding Dr. Alan McHughen's testimony in the Louisiana Bellwether Trial (Summers, Ferguson).

Respectfully submitted,

/s/ Terry Lueckenhoff

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And

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### **CERTIFICATE OF SERVICE**

I hereby certify that on May 28, 2010, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all attorneys of record.

/s/ Terry Lueckenhoff