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7 GE HEALTHCARE INC. and GENERAL
ELECTRIC COMPANY

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF SAN FRANCISCO, DEPARTMENT 206**

10
11 COORDINATION PROCEEDING
12 SPECIAL TITLE [RULE 1550(b)]

**Judicial Council Coordination Proceeding No.
4546**

13
14 **GADOLINIUM MEDICAL CASES**

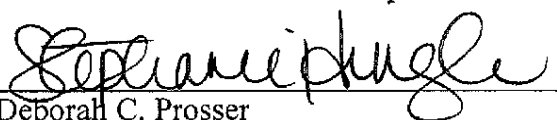
**NOTICE OF RULING RE: ORDER FOR
ELECTRONIC SERVICE**

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17 **TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

18 **PLEASE TAKE NOTICE** that on May 21, 2009, the Court in the above-entitled matter
19 issued an Order for Electronic Service. A true and correct copy of the signed Order is attached
20 hereto as Exhibit "A."

21 Dated: May 22, 2009

KUTAK ROCK LLP

22
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24 By: 

25 Deborah C. Prosser
Stephanie A. Hingle
Attorneys for Defendants
26 GE HEALTHCARE INC. and GENERAL
ELECTRIC COMPANY
27
28

EXHIBIT "A"

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**ENDORSED
FILED**
San Francisco County Superior Court
MAY 21 2009
GORDON PARK-LI, Clerk
BY: KARISA SHAW
Deputy Clerk

7 Attorneys for Plaintiffs

9 **SUPERIOR COURT OF CALIFORNIA, UNLIMITED JURISDICTION**
10 **COUNTY OF SAN FRANCISCO**

12 Coordinated Proceeding

JCCP No. 4546

14 GADOLINIUM MEDICAL CASES

~~PROPOSED~~
ORDER FOR ELECTRONIC SERVICE

16 Pursuant to Rule 3.541(b) of the California Rules of Court, the Court finds that entry of this
17 Order will expedite the just determination of these coordinated actions. The parties shall effectuate
18 service of documents by the procedures set forth in this Order (subject to the exceptions outlined
19 herein):

20 A. LEXISNEXIS FILE & SERVE

21 1. In order to facilitate case management, document retrieval and case organization,
22 the parties will utilize the service of LexisNexis File & Serve ("LNFS") and its litigation system (the
23 "System") for providing electronic service, storage and delivery of court-filed and discovery-related
24 documents through a secure website to facilitate expeditious, efficient and economical communication
25 by and amongst counsel. The Court, at its option, may also use LNFS and to System for these
26 purposes as well to communicate with counsel of record.

27 B. SERVICE ONLY

28 2. The System shall apply only to the service of documents, and not to their filing.

1 Original documents must still be filed in the traditional manner (i.e., filing the signed original
2 document with the Court), pursuant to the applicable California Rules of Civil Procedure and Local
3 Rules of such Court. A courtesy copy of all filed documents relating to a Court hearing shall be
4 delivered to Department 304.

5 C. SERVICE LIST & SIGN UP

6 3. Within five (5) days of this Order, Plaintiffs' counsel shall submit to the LNFS
7 representative Larry Amdur (larry.amdur@lexisnexis.com) a complete and current service list of
8 counsel of record for this litigation. Within five (5) days of this Order, each attorney of record for this
9 litigation, or within five (5) days of the entry of appearance for a new attorney of record, shall register
10 for electronic service in this litigation by completing the application located at the following website:
11 <http://www.lexisnexis.com/fileandserve>.

12 D. SERVICE OF DOCUMENTS AND WEBSITE

13 4. When any counsel of record wishes to serve a document, that counsel shall serve
14 the document according to all the requirements and procedures of this Order. All references to
15 "document" in this Order shall be interpreted to include any exhibits or attachments to the document
16 and shall include both pleadings and discovery-related documents (such as interrogatories, requests for
17 production, deposition notices/transcripts, etc.); provided, however, that each attorney shall determine
18 individually whether to utilize the System to serve correspondence and/or the actual production of
19 discovery documents in response to another party's request for production.

20 5. LNFS shall establish and maintain an Internet website (the "Website") for this
21 litigation. LNFS will post all documents served by the parties to the Website as provided in this Order
22 and shall serve each document on the parties included on the service list provided to LNFS in
23 accordance with the procedures herein.

24 6. Each attorney shall serve each document via electronic transfer of the document file to
25 LNFS via the Internet (either as word-processing file or as scanned image of the document). Each
26 attorney shall title each document to identify the type and purpose of each document and the party who
27 is submitting such document. Each document electronically served pursuant to this Order shall be
28 deemed to have been served under the California Rules of Civil Procedure.

1 7. After LNFS receives a document, LNFS shall convert such document into Adobe
2 Portable Document Format ("PDF") and post it to the Website within one (1) hour of receipt.

3 8. Within one (1) hour of the time a document is posted to the Website, LNFS shall send
4 an email to all registered users notifying them that the document has been posted to the Website
5 (unless such registered user has declined to receive such email notifications, or made other
6 arrangements with LNFS). The email shall contain hypertext link(s) to the document location(s) on
7 the System (or, if so designated by the recipient, the email shall have the served document attached
8 hereto).

9 9. All documents posted on the System will be identified by: (a) the name of the serving
10 law firm; (b) the caption(s) of the case(s) to which the document belongs; (c) the title of the document
11 set forth on its caption; and (d) the identity of the party on whose behalf the document is being served.

12 10. The System shall contain an index of all served documents for the litigation that will be
13 searchable and sortable according to methods that provide useful 24/7 365 days access to the
14 documents.

15 11. Access to the System will be limited to registered users. Registered users will consist
16 of authorized Court personnel, counsel of record and their designated staff members. LNFS will
17 provide each registered user with a user name and password to access the System and the documents
18 served in the litigation. LNFS personnel will perform all administrative functions for the System, but
19 all initial data, additions, deletions or changes to the service list must be approved by the Plaintiffs and
20 Defendants.

21 12. Every pleading, document and instrument served electronically shall bear a facsimile or
22 typographical signature of at least one of the attorneys of record, along with the typed name, address,
23 telephone number and State Bar of California number of such attorney. Typographical signatures shall
24 be treated exactly as personal signatures for purposes of electronically served documents under the
25 California Rules of Civil Procedure. The serving party of any document requiring multiple signatures
26 (e.g., stipulations, joint status reports) must list thereon all the names of other signatories by means of
27 an "s/ ____" block for each. By submitting such a document, the serving party certifies that each of the
28 other signatories has expressly agreed to the form and substance of the document and that the serving

1 party has the actual authority to submit the document electronically. The serving party must maintain
2 any records evidencing this concurrence for subsequent production to the Court if so ordered or for
3 inspection upon request by a party.

4 13. Any document transmitted to the System shall certify in the Proof of Service that a true
5 and correct copy was electronically served on counsel of record by transmission to LNFS.

6 14. Until further notice, documents filed under seal ("sealed documents") shall not be
7 served through the System. Instead, the service of sealed documents shall be made pursuant to the
8 applicable California Rules of Civil Procedure.

9 15. LNFS shall have available to counsel of record and the Court a 24-hour 365 days a
10 week help desk hotline at (888) 529-7587 and website
11 <http://www.lexisnexis.com/fileandserve/support.asp>.

12 16. LNFS shall be instructed to place the court on list of those who can access the
13 documents served in this manner which are also filed, as well as discovery, but not as to matters of
14 correspondence between the parties. If LNFS is unable to do so, the remainder of this order shall be
15 effective, nonetheless.

16 17. The time for any response to documents served as described above shall be extended by
17 two court days pursuant to Code of Civil Procedure § 1010.6(a)(6), unless such documents are also
18 personally served.

19 IT IS SO ORDERED:

20 Dated: **MAY 21 2009**
21 2009

22 **RICHARD A. KRAMER**
23 Honorable Richard A. Kramer
24 Judge of the Superior Court
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1 **PROOF OF SERVICE**
2 Coordination Proceeding Special Title [Rule 1550(b)]
3 GADOLINIUM MEDICAL CASES
4 Judicial Council Coordination Proceeding No. 4546

5 STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

6 I am employed in the City of Los Angeles in the County of Los Angeles, State of
7 California. I am over the age of 18 and not a party to the within action. My business address is
8 515 S. Figueroa Street, Suite 1240, Los Angeles, California 90071.

9 On May 22, 2009, I served the following documents described as

10 **NOTICE OF RULING RE ORDER FOR ELECTRONIC SERVICE**

11 on all interested parties in this action by placing a true copy or the original thereof enclosed in a
12 sealed envelope or package addressed as stated on the attached mailing list.

13 [] **(BY FACSIMILE)** The facsimile machine I used complied with Rule 2.301(3) and no
14 error was reported by the machine. Pursuant to Rule 2.306(g)(4), I caused the machine to
15 print a record of the transmission.

16 [X] **(BY MAIL, 1013a, 2015.5 C.C.P.)** I deposited such envelope in the mail at Los Angeles,
17 California. The envelope was mailed with postage thereon fully prepaid. I am readily
18 familiar with the firm's practice for collection and processing correspondence for mailing.
19 Under that practice, this document will be deposited with the U.S. Postal Service on this
20 date with postage thereon fully prepaid at Los Angeles, California in the ordinary course
21 of business. I am aware that on motion of the party served, service is presumed invalid if
22 postal cancellation date or postage meter date is more than one day after date of deposit
23 for mailing in affidavit.

24 [] **(BY ELECTRONIC MAIL - LEXIS-NEXIS)** By submitting an electronic version of
25 the document listed above via e-mail, pursuant to the Court's Order Mandating Electronic
26 Service dated July 14, 2008. I certify that said transmission was completed and that all
27 pages contained therein were received.

28 [X] **(STATE)** I declare under penalty of perjury under the laws of the State of California that
the above is true and correct.

[] **(FEDERAL)** I declare that I am employed in the office of a member of the bar of this
Court at whose direction service was made.

Executed on May 22, 2009, at Los Angeles, California.



Donna Williams

SERVICE LIST
Coordination Proceeding Special Title [Rule 1550(b)]
GADOLINIUM MEDICAL CASES
Judicial Council Coordination Proceeding No. 4546

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4851-8914-2787.1.

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4851-8914-2787.1

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