

UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND

Chambers of
BENSON EVERETT LEGG
Chief Judge

101 West Lombard Street
Baltimore, Maryland 21201
(410) 962-0723

April 8, 2003

MEMORANDUM TO COUNSEL RE: Shawnta DeShields, et al. v. Kennedy Krieger
Institute, Inc.
Civil #L-02-3694

Myron Higgins, et al. v. Kennedy Krieger
Institute, Inc., et al.
Civil #L-02-4046

Dear Counsel:

On April 2, 2003, the Court held a discovery conference. This letter is to confirm the substance of the Court's decisions made during the conference.

Document discovery will include all non-privileged documents that relate to the two studies. At the April 2nd conference, the Court established the following schedule:

- (i) on or before May 15, 2003, counsel for Kennedy Krieger, Mr. Devries, shall submit a written report summarizing the progress he has made in locating and analyzing the relevant documents;
- (ii) on or before May 22nd, Mr. Devries shall meet with plaintiffs' counsel in person to discuss his report;
- (iii) on or before May 27th, plaintiffs' counsel and Mr. Devries shall jointly submit a discovery plan that includes a timeline for production of documents and depositions relevant to the remand issue; and
- (iv) at 2:00 p.m. on May 29th, the Court will hold a discovery conference with plaintiffs' counsel and Mr. Devries.

During the May 29th conference, the Court will resolve any disagreements regarding the discovery plan and will set a briefing schedule for the plaintiffs' anticipated motions to remand. If this case survives the plaintiffs' motions to remand, then the Court will set a schedule for discovery regarding the merits of these cases.

Despite the informal nature of this memorandum, it shall constitute an Order of the Court and the Clerk is directed to docket it accordingly.

Very truly yours,

/s/ Benson Everett Legg

c: Court file