

CAMP LEJEUNE PLAINTIFFS' LEADERSHIP COUNSEL

REPORT ON THE STATUS OF THE CAMP LEJEUNE WATER LITIGATION JANUARY 12, 2026

Below is the December 5, 2025, report on the status of the Camp Lejeune Water Litigation from Plaintiffs' Leadership Counsel:

Dear Counsel and Pro Se Plaintiffs:

The Court conducted a status hearing on Friday, January 9, 2026, attended by Plaintiffs' Leadership Group ("PLG") and DOJ counsel. The Honorable Magistrate Judge Robert Jones presided. The Court made inquiries of the parties and heard updates from the parties including the following:

1) Pending Motions

- A. PLG's Motion to Reserve Admissibility Determinations and Expedite Track 1 Bellwether Trials (D.E. 721). PLG continues to seek for trials to be scheduled expeditiously. This motion is fully briefed and ripe for ruling. PLG reported that the briefing schedule for damages/offsets should not impact trial scheduling.
- B. PLG's Motion to Strike Dr. Julie Goodman's Untimely and Improper Supplemental Expert Report (D.E. 724). This motion is fully briefed and ripe for determination.
- C. PLG's Motion to Strike Dr. Bailey's Untimely General Causation Opinions (D.E. 787). This motion is fully briefed and ripe for determination.

The Court indicated that it would like to have a hearing on PLG's Motions to Strike relative to Dr. Goodman and Dr. Bailey, and requested that the parties confer and advise the Court of convenient dates before the end of January for the hearing. The parties have now agreed and the Court has set this hearing for Tuesday, January 27, 2026 at 2:00 pm.

2) Muster Roll Dispute

- PLG filed a Motion to Compel production of the muster rolls (D.E. 730). Thereafter the parties had a meet and confer in mid-December, and agreed to an interim framework for allowing PLG limited access to the records which DOJ has received thus far. The parties have filed a Joint Motion to Amend the Second Amended Stipulated Protective Order (D.E. 793) to allow the PLG to conduct this interim review subject to such order. The parties reported that once the protective order is entered by the Court, PLG will conduct its interim review and the parties will thereafter meet and confer about next steps, and report back to the Court.

3) Identifiers in Rubris

- As set forth in the Joint Status Report, and pursuant to Court order, plaintiffs who filed short-form complaints are required to provide dates of birth and social security numbers. Some plaintiffs who filed short-form complaints have not provided completed information, and PLG is following up with those plaintiffs, through counsel if represented, and directly with pro se plaintiffs, to encourage them to provide the missing information.
- Also, with respect to the questionnaires which have been sent to approximately 2500 claimants, at the request of Rubris, PLG is continuing to assist in following up with pro se plaintiffs who have not yet provided completed information on the questionnaires.

4) Offset and Damages Discovery

- PLG's rebuttal reports on damages and offsets are due January 20, 2026.
- Expert depositions on damages and offsets will follow and are to be completed by March 5, 2026. The Parties are in the process of scheduling those depositions.
- The Parties also are in the process of conferring about a briefing schedule for Daubert motions and summary judgment motions related to offsets and damages. DOJ has sent a proposed motion with a schedule ending June 24, 2026 and PLG believes that the schedule can be tightened up but also made clear to the Court that briefing of Daubert and summary judgment motions for damages/offsets should not delay any trial settings.

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- The PLG stands by the trial proposals in its Motion to Reserve Admissibility Determinations and Expedite Track 1 Bellwether Trials and, as set forth therein, expert admissibility rulings on damages/offset experts can be reserved for trial and briefing does not need to be complete before the trials commence.
- The PLG also is in the process of finalizing a threshold motion in limine with respect to offsets and damages evidentiary issues that will likely alleviate a lot of time, expense and motions on damages and offsets.
- The Court encouraged that such threshold motion to be filed as soon as possible in anticipation that once DOJ files its response, the Court will consider the motion forthwith. PLG hopes to have the motion filed by January 23, 2026. The PLG also raised the issue of additional offset information continuing to be provided by the Defendant when the deadline for fact discovery on offsets and damages was in September.
- Even since the PLG's expert reports were prepared, two new data sets have been received – Tricare data in December and Medicare data just this past week. Offset and damages updates will be required before trial and there needs to be a structure and a cutoff date for both damages and offsets.
- Further, when new information is submitted by DOJ – it should be submitted with an explanation as to what is new and what is not. The PLG is having to undertake a complete review each time datasets are produced to ascertain what is new. The Court encouraged the government to provide more explanation of what it is producing when new information is produced.
- The PLG reiterated that determination of the threshold motion which the Court granted plaintiffs the permission to file at the last status conference and will be filed shortly will inform the parties and the Court as to how further discovery is conducted, potentially reducing the time and expense of further discovery, and shortening trials.

In terms of Miscellaneous issues:

- The DOJ continues to object to the Plaintiffs' Motion to Expedite Trials but is willing to proceed with an evidentiary hearing on Phase I while damages and offsets are ongoing. It is the PLG's position, as maintained at other status conferences, that an evidentiary hearing for Phase I is not required, especially given the recent water modeling ruling from the Court (D.E. 777).
- The DOJ reported that at the mediation conference on December 17, per PLG's request, a Department of Navy claims unit representative did attend and answered questions asked by PLG about the elective option process.

The transcript of the January 9, 2026 hearing will be posted by Plaintiffs' Leadership Group on its website upon receipt of same. The next status conference with the Honorable Magistrate Judge Robert Jones will be held on Tuesday, January 27th at 2:00 pm.

Please continue to monitor our website for real-time updates: <https://camplejeuneinfo.com/>.

Respectfully,
Plaintiffs' Leadership Group

We are committed to supporting you throughout the Camp Lejeune litigation process. Our involvement spans all levels, from investigating and preparing administrative claims to filing suits and managing settlements. Contact us today!