

CAMP LEJEUNE PLAINTIFFS' LEADERSHIP COUNSEL

REPORT ON THE STATUS OF THE CAMP LEJEUNE WATER LITIGATION MAY 22, 2025

Below is the May 22, 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 Wednesday, May 21, 2025, attended by Plaintiffs' Leadership Group ("PLG") and DOJ counsel. The Honorable Magistrate Judge Robert Jones presided. The Court heard updates from the parties regarding discovery matters, including:

1) Expert Disclosures

- PLG reported that issues have arisen with respect to expert disclosures on damages and offsets. The parties have a meet and confer scheduled for May 22, 2025 and will report back to the Court on those issues once they have had an opportunity to meet and confer.*

2) Expert Depositions

- All but two Track 1 general causation experts have been deposed and those will be completed by June 17, 2025. All but three Track 1 specific causation expert depositions have been scheduled.*

3) DOJ Expert Discovery Disclosures (Pending Motion re SSPA Records)

- PLG reported that with respect to its pending Motion to Compel SSPA Billing Records [DE 381], the parties are continuing to work through the issues raised and the deposition of DOJ expert R. Hennet is scheduled for June 4, 2025. PLG should know better after that deposition whether or not the issues raised in their motion have been resolved. PLG therefore requested that the Court hold that motion open so the parties can report back after the deposition of Mr. Hennet.*

4) The Government's Late Production of Offset/Lien Data

- PLG reported that the government recently produced substantial information, including data and agency-created spreadsheets, with respect to damages and purported offsets. This information had not been produced in response to the PLG's discovery requests that directly asked for such information during the discovery phase which concluded in August 2024. DOJ's production of this information at this late date, after the close of fact discovery and after the PLG's Phase III expert reports were due, is prejudicial to the PLG on these issues and will likely need to be addressed with the Court. The parties have a meet and confer scheduled for Thursday, May 22, 2025, and will work to reach an agreement and report back to the Court at the next status conference.*

5) DOJ's Expert Peter Shields' Use of a Laptop

- PLG reported that issues arose prior to and at the deposition of DOJ expert P. Shields, including with respect to his laptop usage at the deposition. Additional information is being produced by the DOJ today and the parties are continuing to work to resolve these issues. PLG will report back to the Court if additional time is needed to depose this expert.*

6) Additional Items

- PLG reported that it is continuing to produce Track 1 Plaintiffs medical records as they are received.*
- PLG reported that it is working diligently to update expert materials considered lists in a timely manner when the PLG attorneys learn about additional materials considered by their experts. PLG reports there has been no harm with respect to any supplemental or updated disclosures to date. DOJ indicated it prefers that all such materials considered lists be updated within a week of an expert's deposition.*
- PLG reported that it is working to respond to the DOJ regarding the clawback document that was the subject of a prior motion.*
- DOJ reported that it stands on its prior submission regarding Tract 3 diseases. PLG will assess its Tract 3 position once it obtains the census information noted below.*

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7) Disease Censuses for Administrative Claims Presented and Lawsuits Filed

- DOJ recently submitted the disease census information for the administrative claims as requested by the Court. PLG reported that it hopes to have the disease census information for complaints filed submitted by the end of this week.

The transcript of the May 21, 2025 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 Monday, June 9, 2025, at 11:00 a.m. in Wilmington.

Please continue to monitor our website for real-time updates: <https://camplejeunecourtinfo.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!