

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN RE:)
)

VITAMINS ANTITRUST LITIGATION)
_____))

THIS DOCUMENT RELATES TO:)
ALL ACTIONS)
_____)

M.D.L. No. 1285

Misc. No. 99-0197 (TFH)

FILED

MAY 17 2000

**NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT**

[~~Proposed~~]

STIPULATED ORDER REGARDING ELECTRONIC SERVICE

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that whenever service is required by the Federal Rules of Civil Procedure, in lieu of the methods set forth in Rule 5(b) any party may “deliver a copy” of the document by following the procedure set forth below.

On the same day that any document is filed, a copy shall be sent to Verilaw Technologies, Inc., located at 35 Chestnut Drive, Paoli, PA 19301, www.verilaw.com, by (1) electronic transfer, (2) fax transmission, (3) personal delivery, or (4) overnight mail. Documents shall be addressed to Verilaw c/o the “Vitamins Litigation Service List.”

Verilaw will upload all documents (all references to “documents” include exhibits, if any) into Adobe PDF electronic format onto an Internet web site maintained by Verilaw and privately funded by the parties (“the Vitamins Service website”). Verilaw will post the documents within six hours for electronic and fax documents, and within 24 hours

for documents provided in hard copy. All pleadings will be titled to clearly identify (1) the name of the filing party, (2) the name of the filing law firm, (3) the precise title of the pleading, and (4) the case-specific docket number(s) to which the pleading applies.

Only registered users will be able to access the Vitamins Service website.

Registered users will be limited to counsel of record for any party in this consolidated litigation. Verilaw will provide each registered user with a username and password to access the Vitamins Service website. Each counsel's password shall be treated as if it were for "attorney's eyes only" pursuant to this Court's Protective Order, issued November 3, 1999 ("the Protective Order"). Verilaw will also be bound by the terms of the Protective Order.

Within one hour of posting the document, Verilaw shall send an e-mail to all parties notifying them that the document has been posted. Counsel for each party is responsible for providing Verilaw with an accurate e-mail address. The Vitamins Service website will be designed so that registered users will be capable of changing, deleting, or adding e-mail addresses.

No documents filed under seal shall be served by electronic service as outlined above until Verilaw notifies all parties that a confidential service procedure has been implemented in the Vitamins Service website. The confidential service procedure will be designed by Verilaw and approved by the parties within 30 days of the date of this order or within a reasonable time thereafter. Notification will be via e-mail from Verilaw to all parties and will include a description of the procedure for serving sealed documents. After

notification by Verilaw, any party that files a document under seal shall use the confidential service procedure to serve the document.

Once the confidential service procedure is implemented, as set forth above, any party that files a document under seal shall clearly identify the document in its description and on the caption page in bold letters "Filed Under Seal." Parties filing documents under seal shall provide Verilaw with both redacted and unredacted copies, as required under the Protective Order. Redacted copies shall be posted on the website and accessible by any registered user. Unredacted copies shall be posted on the website pursuant to the confidential service procedure designed by Verilaw.

Any document filed through the procedure outlined above shall certify in the Certificate of Service that a true and correct copy was delivered to all counsel of record by electronic service pursuant to the Court's Order Regarding Electronic Service.

Any document served pursuant to this Order shall be deemed to be served by mail under Federal Rule of Civil Procedure 6(e). For documents that are served by mail pursuant to Federal Rule of Civil Procedure 5(b), rather than electronically as set forth above, the extensions of time set forth in Federal Rule of Civil Procedure 6(e) shall be extended from three calendar to five business days.

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Liaison Counsel for Direct Action Plaintiffs
signing on behalf of all parties

SO ORDERED this 17th day of May 2000



Thomas F. Hogan
United States District Judge