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July 22, 2025

**VIA E-MAIL**

The Honorable Allison D. Burroughs  
John Joseph Moakley U.S. Courthouse  
1 Courthouse Way, Suite 2300  
Boston, MA 02210

Re: *In re BioZorb Device Products Liability Litigation*, No. 1:22-cv-11895

Dear Judge Burroughs:

In advance of the first bellwether trial in the above-captioned litigation set to begin on September 8, 2025, pertaining to Plaintiff Kimberly Taylor (in Case No. 1:23-cv-10260), the Parties write jointly to provide the Court with a brief update on the progress of pre-trial matters for that case, and to respectfully request a case management conference the week of July 28, 2025, or at the Court's convenience. The Parties are available to attend in person if the Court is available or if the Court prefers in person; the Parties are also available to attend by zoom.

The Parties have been working cooperatively to complete pre-trial proceedings for the *Taylor* case pursuant to the case schedules entered by the Court. *See* ECF No. 218 (Scheduling Order); ECF No. 226 (Pretrial Order). The Parties recently completed briefing on their *Daubert* and summary judgment motions for Plaintiff Taylor. In addition, the Parties timely filed their motions *in limine* on July 18 following a productive meet and confer during which the Parties were able to narrow the issues in dispute; the Parties anticipate filing a joint stipulation setting forth their agreements. The Parties have also met and conferred regarding other pre-trial matters, including the most efficient ways to address the admissibility of evidence and handle objections to exhibits.

The Parties believe we would benefit from a case management conference to obtain the Court's guidance on certain pre-trial matters. For example, the Parties anticipate jointly proposing a process for handling objections to trial exhibits. Similarly, the Parties would like to discuss with the Court that given the nature and scope of this case, the Parties do not believe that they are able to advise the Court on the order in which exhibits might be introduced at trial. *See* Pretrial Order, at 2.

Finally, the Court's Scheduling Order includes a proposed date of August 14, 2025 for oral argument on the Parties' *Daubert* and summary judgment motions, and a proposed date of August 25, 2025 for oral argument on motions *in limine*. *See* ECF No. 218. The Parties would like to



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confirm whether oral argument will take place on those dates or another date more convenient for the Court.

Respectfully submitted,

/s/ Jocelyn Wiesner  
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