

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

IN RE: SAMSUNG TOP-LOAD WASHING	:	
MACHINE MARKETING, SALES	:	
PRACTICES AND PRODUCTS LIABILITY	:	MDL Case No. 17-ml-2792-D
LITIGATION	:	

THIS DOCUMENT RELATES TO:	:
ALL CASES	:

ORDER

In a previous Order, the Court directed that “Samsung, New Jersey Counsel, and Objector John Douglas Morgan disclose the full terms of any side agreements that they have reached during the pendency of this litigation—including all payments made or to be made by Samsung, on its behalf, or at its behest—by February 12, 2020.” Order [Doc. No. 223] at 6. The Court indicated that no further briefing on this issue will be allowed. *Id.* The Court further noted that “motions for extensions of time will not be entertained, absent compelling circumstances. Late filings will not be considered.” *Id.*

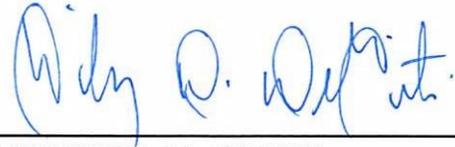
The parties, while failing to disclose the full terms of the side agreements, filed the functional equivalents of motions for an extension of time. Samsung Notice [Doc. No. 226]; Morgan Notice [Doc. No. 225]. Defendants request an extension until February 18, 2020. Samsung Notice at 2. Objector Morgan requests an extension of time until March 2, 2020. Morgan Notice at 2. The circumstances presented are as follows: Samsung maintains the final terms of a side agreement with New Jersey Counsel have been reached

and the agreement is being reduced to writing. Samsung Notice at 2. Morgan contends negotiations of his side agreement derailed, as he feared class counsel would sue for alleged misconduct. Morgan Notice at 1. Objector Morgan, therefore, advised Defendants that Plaintiffs would need to approve the side agreement. This request “made it impossible to move forward and finalize the Morgan Agreement.” Samsung Notice at 1. Objector Morgan submits reaching an agreement is still possible, as Plaintiffs need only answer a simple binary question, which should not take much time. This extension of time will provide “a great opportunity for the class and the Court to more swiftly resolve the matter in a manner favorable to the class members.” Morgan Notice at 2.

The Court finds that Defendants have presented sufficiently compelling circumstances, moving the Court to allow for an extension of time within which to file the finalized side agreement with New Jersey counsel. If, as Objector Morgan contends, not much time is needed to resolve the issues precluding the formation of the Morgan Agreement, the Court is compelled to also allow Objector Morgan more time to negotiate. For good cause shown, the Motions are **GRANTED**.

The Court’s previous Order made the final briefing deadline of all issues related to the above-captioned matter March 2, 2020. The Court extends the deadline within which side agreements are to be filed to March 2, 2020. To be clear, this Order directs the parties to file the actual, fully executed side agreements, with all terms reduced to writing. Parties are not to file briefs explaining the hypothetical content of these agreements, nor will the Court entertain further motions for extensions of time on the matter.

IT IS SO ORDERED this 18th day of February, 2020.



TIMOTHY D. DeGIUSTI
Chief United States District Judge