

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

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IN RE : Master Dkt. No. 3:13md2478 (AWT)
CONVERGENT OUTSOURCING, INC. : MDL No. 2478
TELEPHONE CONSUMER :
PROTECTION ACT LITIGATION : Pretrial Order No. 1
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THIS DOCUMENT RELATES TO ALL :
PUTATIVE CLASS ACTIONS :
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ORDER RE MOTION TO APPOINT INTERIM LEAD CLASS COUNSEL

Having reviewed the plaintiffs' application for appointment of interim lead class counsel (Doc. No. 19), the court makes the following appointments:

1. Plaintiffs' counsel, Keith J. Keogh of Keogh Law, LTD and Sergei Lemberg of Lemberg Law LLC are hereby appointed as Interim Co-Lead Class Counsel. Messrs. Keogh and Lemberg have advised the court that there is no opposition by other class counsel to this election.

2. Interim Co-Lead Class Counsel shall be responsible for coordinating the activities of the putative class action Plaintiffs during pretrial proceedings and shall have the sole authority to:

- a. determine and present (in briefs, oral argument, or such other fashion as may be appropriate,

personally or by a designee) to the court and opposing parties the position of the putative class action Plaintiffs on all matters arising during the pretrial proceedings;

- b. coordinate the initiation and conduct of discovery on behalf of putative class action Plaintiffs consistent with the requirements of the Federal Rules;
- c. conduct settlement negotiations on behalf of putative class action Plaintiffs and the putative class;
- d. delegate specific tasks to other counsel in a manner to ensure that pretrial preparation for the putative class action Plaintiffs is conducted efficiently and effectively;
- e. enter into stipulations with opposing counsel as necessary for the conduct of the litigation;
- f. monitor the activities of all counsel to ensure that schedules are met and unnecessary expenditures of time and funds are avoided; and
- g. perform such other duties as may be incidental to the proper coordination of putative class action Plaintiffs' pretrial activities or authorized by further order of the court.

3. At this time, the court does not find that this litigation requires appointment of a steering committee for either side.

4. Nothing in this order assumes that class certification is warranted nor shall anything in this order be interpreted to foreclose any argument by Convergent Outsourcing, Inc. or any other defendant that any defendant may wish to raise in opposition to class certification. The court, at the next status conference, will determine whether to issue a subsequent order in which a briefing schedule on the issue of class certification will be provided. This order shall not be interpreted by either side as indicative of the court's decision on the issue of class certification.

It is so ordered.

Dated this 25th day of April, 2014, at Hartford,
Connecticut.

/s/
Alvin W. Thompson
United States District Judge