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CAUSE NO. 2015-03070

P.D. CPROZ PRODI

MARIO EFRAIN ROSALES BARRALAGA, Plaintiff

VS.

OF HARRIS COUNTY, TEXAS

IN THE DISTRICT COURT

COOPER TIRE & RUBBER COMPANY And EDWIN REYES EDGARDO-CASTRO.

Defendants

295th JUDICIAL DISTRICT

<u>ORDER</u>

Came on to be heard Plaintiff's Motion to Compel Disclosure and Production and Defendant's Response. Upon consideration, the Court GRANTS IN PART AND DENIES IN PART Plaintiff's Motion to Compel Disclosure and Production. It is ORDERED that Defendant Cooper Tire & Rubber Company must produce the following:

- Deposition transcripts of former and current Cooper employees in the cases that involve the same Green Tire Specifications (GTS) as the Subject Tire;
- 2. The 9 deposition transcripts of former and current Cooper employees taken in *Vang v.*Cooper Tire & Rubber Company; Court File No. 27-CV-10-13554, filed in the Fourth

 Judicial District Court, Hennepin County, Minnesota;
- 3. The 12 deposition transcripts of former and current Cooper employees taken in *Toe v*.

 Cooper Tire & Rubber Company, Case No. CL 106 106914, filed in Polk County

 District Court, Iowa;
- 4. 6 deposition transcripts of former and current Cooper employees who were members of the Tire Durability Team taken in six additional cases filed against Cooper

between 2010 and 2016 IF the deposition transcripts addressed in (1), (2) and (3)

above are not of any of the members of the Tire Durability Team and/or do not

discuss Cooper's knowledge, if any, regarding the cause and prevention of tread

separations in tires that involve the same Green Tire Specifications (GTS) as the

Subject Tire or Similar Tires (defined in this Order as tires built to the same GTS as

the Subject Tire and tires built to any related specification) or the availability,

efficacy and cost of incorporating Belt Edge Gum Strips (BEGS) and nylon cap plies

in tires that involve the same Green Tire Specifications as the Subject Tire or Similar

Tires (defined in this Order as tires built to the same GTS as the Subject Tire and tires

built to any related specification).

It is further ORDERED that the depositions of former and current Cooper employees

produced by Cooper pursuant to this Order are produced under the protection of the Protective

Order entered in this case and all terms and conditions of this Court's Protective Order shall

govern the use, disclosure, dissemination, and return of such depositions.

It is further ORDERED that Plaintiff shall not depose any former Cooper employee

whose deposition is provided pursuant to this Order unless leave of Court is granted.

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It is further ORDERED that Defendant Cooper Tire & Rubber Company shall produce

these transcripts to Plaintiff within 14 days of the signing of this Order.

Signed this 10th day of March, 2016.

Caroline Baker,

Judge Presiding