

Appellate Issues in Multi-District Litigation

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Multi-District Litigation Generally

Multi-District Litigation (MDL) allows for the consolidation of lawsuits for the purpose of case management, discovery, motion practice, and pretrial proceedings.

Promotes uniformity in rulings

Consider an MDL for consistency

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Multi-District Litigation Generally

Examples:

In re Hurricane Harvey

In re Winter Storm Uri

In re Astroworld

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Multi-District Litigation Generally

Rule 13 of the Texas Rules of Judicial Administration governs the procedure for the creation of an MDL

Rule 13.3(a)(1) and (2)

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MDL Procedure

The motion must be in writing and state the common questions of fact involved in the cases.

Why is an MDL convenient for the witnesses and parties and would promote a just and efficient conduct of the cases.

MDL Procedure

Pre-Trial Judge

Rule 13.6(b), the pretrial court has the authority to decide, in place of the trial court, all pretrial matters in all related cases transferred to the court

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