

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

IN RE: DOLLAR GENERAL CORP.)	MDL No. 2709
MOTOR OIL MARKETING AND)	
SALES PRACTICES LITIGATION)	Master Case No. 16-02709-MD-W-GAF
)	
THIS PLEADING RELATES TO:)	
)	
ALL ACTIONS)	

ORDER ON APPOINTMENT OF INTERIM CLASS COUNSEL

By Order of June 8, 2016, the Court directed the parties to this multi-district litigation to file submissions notifying the Court of their selections for a counsel structure to act on behalf of the plaintiffs and serve as interim class counsel. Having considered the Plaintiffs' consensus submission, the Court hereby appoints the following Interim Class Counsel pursuant to Fed. R. Civ. P. 23(g):

1. **Plaintiffs' Liaison Counsel:** To serve as Liaison Counsel, the Court appoints the following counsel:

Kenneth B. McClain
Humphrey Farrington & McClain, P.C.
221 West Lexington, Suite 400
Independence, Missouri 64050

2. **Duties of Plaintiffs' Liaison Counsel:** Plaintiffs' Liaison Counsel shall have the following responsibilities:

(A) Communicate with the Court, on behalf of the Plaintiffs, concerning scheduling and other administrative matters;

(B) Maintain an up-to-date, comprehensive Service List and promptly advise the Court and Defendants' counsel of changes to Plaintiffs' Service List;

(C) Receive and distribute to Plaintiffs' counsel, as appropriate, Orders, notices, and correspondence from the Court, to the extent such documents are not electronically filed; and

(D) Receive and distribute to Plaintiffs' counsel, as appropriate, discovery, pleadings, and correspondence and other documents from Defendants' counsel that are not electronically filed.

3. **Plaintiffs' Lead Counsel:** To serve as Lead Counsel, the Court appoints the following counsel:

Allan Kanner
Kanner & Whiteley, L.L.C.
701 Camp Street
New Orleans, Louisiana 70130

4. **Duties of Plaintiffs' Lead Counsel:** Plaintiffs' Lead Counsel shall have the following responsibilities:

(A) Direct and manage pretrial proceedings on behalf of all Plaintiffs, including the briefing and argument of motions and the conduct of all types of discovery proceedings;

(B) Delegate work responsibilities among Plaintiffs' counsel and monitor the activities of all Plaintiffs' counsel to assure that Plaintiffs' pretrial preparation is conducted effectively, efficiently, and economically, that schedules are met, and that unnecessary expenditures of time and expense are avoided;

(C) Consult with and employ consultants or experts, as necessary;

(D) Coordinate settlement discussions or other dispute resolution efforts on behalf of Plaintiffs, under the Court's supervision, if and as appropriate;

(E) Enter into stipulations with opposing counsel as necessary for the conduct of the litigation;

(F) Prepare and distribute to Plaintiffs' counsel periodic status reports;

(G) Maintain adequate time and disbursement records covering services as designated counsel; and

(H) Perform such other duties as may be incidental to proper coordination of Plaintiffs' pretrial activities or as authorized by further Order of the Court.

5. All other Plaintiffs' counsel will serve as a committee of the whole to facilitate the fair, efficient and effective representation of class members, subject to the direction of Lead Counsel.

6. Lead Counsel must file with this Court quarterly reports detailing the time and expenses spent on the case. The first such report is due September 30, 2016, and on a quarterly basis thereafter.

7. No attorney will be paid for work not specifically assigned by Lead Counsel or for time spent in court or depositions by attorneys who do not speak unless Lead Counsel authorizes their attendance in advance as being necessary to assist the attorneys who do speak.

IT IS SO ORDERED.

s/ Gary A. Fenner
GARY A. FENNER, JUDGE
UNITED STATES DISTRICT COURT

DATED: June 21, 2016