

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**IN RE: CHOCOLATE** : **MDL DOCKET NO. 1935**  
**CONFECTIONARY ANTITRUST** : **(Civil Action No. 1:08-MDL-1935)**  
**LITIGATION** :  
\_\_\_\_\_ : **(Judge Conner)**  
:   
**THIS DOCUMENT APPLIES TO:** :   
:   
**ALL CASES** :

**CASE MANAGEMENT ORDER NO. 6A**

AND NOW, this 10th day of November, 2008, upon consideration of the parties' joint report (Doc. 171) regarding proposed case management plans, which sets forth their respective proposed schedules for class-certification proceedings, and it appearing that they request that such proceedings occur no earlier than six months after commencement of discovery, (see id. at 6, 12), and, following review of the letter (Doc. 516) from local counsel for the direct purchaser plaintiffs dated November 7, 2008 representing that Local Rule 23.3 is excessively restrictive in light of the complexity of this matter because it requires class-certification motions to be filed within ninety days after the complaint, it is hereby ORDERED that:

1. The letter (Doc. 516) received from local counsel for the direct purchaser plaintiffs is CONSTRUED as a motion to suspend the ninety-day class-certification provision of Local Rule 23.3. The motion is GRANTED as so construed.
2. A complete schedule for class certification proceedings shall be established following disposition of the pending motions to dismiss.

S/ Christopher C. Conner  
CHRISTOPHER C. CONNER  
United States District Judge