# EXHIBIT A

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Aimee H. Wagstaff, Esq. Licensed in Colorado, California, & Missouri Aimee.Wagstaff@AndrusWagstaff.com

7171 W. Alaska Drive Lakewood, CO 80226 Office: (303) 376-6360 Fax: (303) 376-63614

Website: www.AndrusWagstaff.com

## **CONFIDENTIAL PURSUANT TO PTO 200 and FRE 408**

August 20, 2020

#### Via E-mail

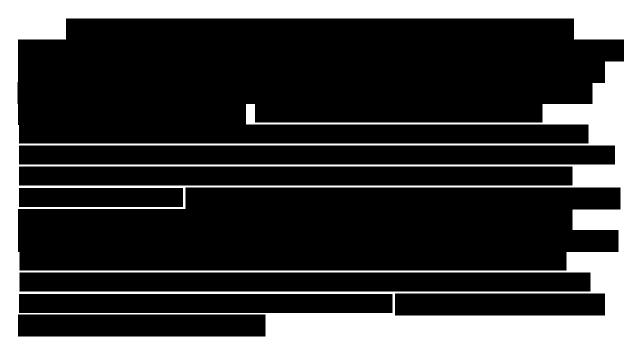
Honorable Vince Chhabria United States District Court, Northern District of California Vccrd@cand.uscourts.gov

**RE:** Response to Pretrial Order No. 216

To the Honorable Vince Chhabria,

This letter is Andrus Wagstaff, PC's confidential response to Pretrial Order No. 216, ECF 11293. On January 21, 2020 this Court entered PTO 200, wherein it reminded the parties that all "settlement discussions in this MDL are confidential and that the Court will not hesitate to enforce the confidentiality requirements with sanctions." Undersigned counsel also believes the confidentiality provisions of FRE 408 require the contents of this letter remain confidential. Further, given the sensitive moment we are facing in this litigation, public disclosure of the contents of this letter could jeopardize any future settlement discussions between Monsanto and Andrus Wagstaff, PC.

## Andrus Wagstaff, PC





Andrus Wagstaff has three Wave 1 cases and requests the Court rule on all pending motions and either remand them for trial or consolidate them for trial before your honor in the Northern District:

- 1. *Giglio v. Monsanto*, 3:16-cv-05658;
- 2. Russo v. Monsanto, 3:16-cv-06024; and
- 3. *Perkins v. Monsanto*, 3:16 -cv-06025.

Aimee Wagstaff will be prepared to discuss the contents of this letter during the August 27, 2020 case management conference or during a Rule 408 settlement conference should the Court want more details.

/s/ Aimee H. Wagstaff, Esq.

# Cc via e-mail:

Brian Stekloff, Esq William Hoffman, Esq Julie du Pont, Esq Lana Varney, Esq Vance Andrus, Esq Robin Greenwald, Esq Mike Miller, Esq Ken Feinberg, Esq