

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TEXARKANA DIVISION**

LISA TORREY, et al.,	§	
	§	
Plaintiffs,	§	CIVIL ACTION NO. 5:17-CV-00190-RWS
	§	
v.	§	
	§	
INFECTIOUS DISEASES SOCIETY OF	§	
AMERICA, et al.,	§	
	§	
Defendants.	§	

**ORDER**

Before the Court is Defendants’ Request for Independent Medical Examinations (Docket No. 154). Defendants ask the Court to order all Plaintiffs who alleged they have or had Lyme disease or chronic Lyme disease to submit to an independent medical examination (“IME”). Docket No. 154 at 1.

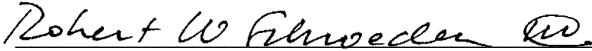
At the hearing on Defendants’ motion, the Court ordered the parties to “meet and confer on a person who can serve as a court-appointed independent medical examiner.” Docket No. 177 at 91:4–92:15. The Court explained that within two weeks of the hearing the parties’ respective medical experts should meet and confer to agree on a medical examiner who can conduct the IMEs. *Id.* The Court also explained its preference for the examiner to be located “in the Eastern District, and if not in the Eastern District, in the state of Texas, and if not in the state of Texas, centrally located within the United States.” *Id.*

The Court is prepared to rule on the individual IME requests. However, and despite filing two supplemental briefs on its IME request, Defendants have not identified an agreed medical examiner or otherwise notified the Court of the outcome of the conference of the parties. Moreover, Defendants have not provided all the information required by Federal Rule of Civil

Procedure 35 for ordering an IME, namely “the time, place, manner, conditions, and scope of the examination, as well as the person or persons who will perform it.” Accordingly, Defendants are

**ORDERED** to file a notice by **May 17, 2019** explaining the outcome of the parties’ meet and confer and identifying the time, place, manner, conditions, and scope of the examination, as well as the person or persons who will perform it.

**So ORDERED and SIGNED this 10th day of May, 2019.**

  
ROBERT W. SCHROEDER III  
UNITED STATES DISTRICT JUDGE