

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

IN RE: AT&T Inc. CUSTOMER DATA  
SECURITY BREACH LITIGATION

CASE NO. 3:24-cv-00757-E

MDL DOCKET NO. 3:24-md-03114-E

This Document Relates to All Cases

**CASE MANAGEMENT ORDER #6**  
**ORDER APPOINTING JUDGE W. ROYAL FURGESON, JR. (RET.) AS SPECIAL MASTER**

On August 21, 2024, the Court issued Case Management Order #3 in which it noted the complexity of the issues involved in this case and gave the Parties notice of its request that retired United States District Judge W. Royal Furgeson, Jr. consider serving as Special Master in this proceeding pursuant to Federal Rule of Civil Procedure 53(b). (ECF No. 167); *see* Fed. R. Civ. P. 53(b). The Court noticed that “Judge W. Royal Furgeson, Jr. (ret.) has agreed, with the understanding that his appointment be with the consent of the parties, as required under Fed. R. Civ. P. 53(a)(1)(A).” (ECF No. 167 at 1). Case Management Order #3 detailed Judge W. Royal Furgeson, Jr. (ret.)’s (i) duties as special master; (ii) communications; (iii) special master’s record; (iv) review of special master’s rulings; (v) compensation; (vi) affidavit; (vii) cooperation; and (viii) access to information. (ECF No. 167); *see generally* Fed. R. Civ. P. 53(b). For the convenience of the Parties and the purpose of this Order Appointing Judge W. Royal Furgeson, Jr. (Ret.) as Special Master—**this Order incorporates by reference Case Management Order #3 and each of its according provisions.** (ECF No. 167).

On August 21, 2024, Judge W. Royal Furgeson, Jr. (ret.) filed his affidavit—wherein he disclosed whether there is any ground for disqualification under 28 U.S.C. § 455. (ECF No. 167-

1). Judge W. Royal Furgeson, Jr. (ret.) stated, *inter alia*:

In light of my disclaimer and waiver of any interest or recovery against AT&T in connection with this litigation, I am not aware of any grounds for my disqualification under 28 U.S.C. § 455.

(ECF No. 167-1 at 4).

On September 10, 2024, Plaintiffs' Lead Counsel together with the Plaintiff's Executive and Steering Committees filed their notice of consent, which consented to the appointment of Judge W. Royal Furgeson, Jr. (Ret.) as special master in this multidistrict litigation proceeding. (ECF No. 184). On September 10, 2024, AT&T Inc.—on behalf of all AT&T defendants—filed its notice of consent, which consented to the appointment of Judge W. Royal Furgeson, Jr. (Ret.) as special master in this multidistrict litigation proceeding. (ECF No. 185).

**In light of the Parties' respective consent and the Court's prior orders referenced herein, it is ORDERED that Judge W. Royal Furgeson, Jr. (Ret.) is appointed as special master in this multidistrict litigation action in accordance with Federal Rule of Civil Procedure 53.** A copy of this order will be sent by the clerk to the special master and to all counsel having appeared for the parties.

**IT IS SO ORDERED.**

Signed this 24th day of September, 2024.

A handwritten signature in black ink, appearing to read 'Ada Brown', is written over a horizontal line.

ADA BROWN  
UNITED STATES DISTRICT JUDGE